

# **Council of the District of Columbia**

## **Special Committee on Investigation of Executive Personnel Practices**

### **Draft Report**

1350 Pennsylvania Avenue, N.W., Washington, D.C. 20004

---

To: Members of the Council of the District of Columbia

From: Mary M. Cheh, Chairperson  
Special Committee on Investigation of Executive Personnel Practices

Date: August 24, 2011

Subject: Report and Recommendations on the Committee's Investigation into the  
Executive's Personnel Practices

---

### **CONTENTS**

<b>I. Executive Summary</b>	Page 2
<b>II. Background</b>	
A. Nature and Scope of the Investigation	Page 3
B. Procedural History	Page 5
C. Overview of the District's Personnel System	Page 7
D. The Executive's Hiring Process	Page 8
<b>III. Findings of Fact</b>	
A. Nepotism	Page 9
B. Cronyism	Page 15
C. Excessive Salaries	Page 16
D. Excessive Bonus	Page 20
E. Other Failures in Hiring Practices	Page 21
F. Allegations of Sulaimon Brown	Page 23
G. Responsibility for These Acts	Page 33
H. Perjury Before the Committee	Page 35
<b>IV. Conclusions</b>	
A. Recommendations	Page 38
B. Referrals	Page 41
C. Conclusions	Page 42
<b>V. Committee Action</b>	Page 43
<b>VI. Attachments</b>	
A. Summary of Findings and Recommendations	Page 43
B. List of Exhibits	Page 46

## I. EXECUTIVE SUMMARY

Shortly after taking office in January 2011, the administration of Mayor Vincent C. Gray was criticized for multiple problems with the selection of personnel in his administration, including hiring relatives of senior officials, paying employees excessive salaries, and failing to vet political appointees. Additionally, Mayoral candidate Sulaimon Brown alleged that, as part of his 2010 campaign for Mayor, he received payments and the promise of a job in the District government in exchange for his continued candidacy and attacks on former Mayor Adrian M. Fenty.

Following these serious allegations, the Committee conducted a comprehensive investigation into the Executive's personnel practices as they relate to political appointments.<sup>1</sup> The Committee examined 19 witnesses during more than 25 hours of public hearings on March 28, 2011, April 7, 2011, April 29, 2011, May 13, 2011, and June 6, 2011.<sup>2</sup> The Committee reviewed more than 20,000 pages of documents, including phone and text messages, bank statements, over 12,000 e-mails, and other records. This report discusses the Committee's investigation and its findings, recommendations, referrals, and conclusions.

Based on its review, the Committee has concluded that there is clear evidence that children of senior officials were illegally hired, that the Gray administration engaged in cronyism, that senior officials in the Gray administration received salaries that exceeded the legal salary cap, and that standard personnel practices were not followed. There is also strong evidence that Howard Brooks, a senior member of the Gray campaign, provided funds to Mr. Brown during the Mayoral campaign and that senior officials in the Gray campaign promised Mr. Brown a job in the Gray administration.

Although Mayor Gray was aware that salaries that exceeded the statutory salary cap were being paid, there is little evidence in the record to suggest that he was aware of nepotism and cronyism, or that standard personnel practices were being violated. There is also scant evidence, other than Mr. Brown's own uncorroborated testimony, to suggest that Mayor Gray knew that senior members of his campaign gave money to Mr. Brown. Mayor Gray acknowledged that during the campaign he made a promise of an interview for a position in his administration to Mr. Brown, but there is insufficient evidence to conclude that Mayor Gray actually promised Mr. Brown a job.

The blame for the many personnel errors committed by the Gray administration falls squarely on the trio whom Mayor Gray directed to manage the selection and placement of political appointees in his administration: Judy Banks, who served as the Interim Director of the D.C. Department of Human Resources; Gerri Mason Hall, who served as the Mayor's Chief of

---

<sup>1</sup> This investigation was initiated by the Committee on Government Operations and the Environment. On June 12, 2011, the Council created the Special Committee on Investigation of Executive Personnel Practices and transferred jurisdiction over this investigation to it. The chairperson and membership of the Committee have remained the same. For purposes of this Report, the term "Committee" refers to the Committee with jurisdiction over this investigation during the relevant time period.

<sup>2</sup> Video recordings of these hearings can be viewed online at [http://oct.dc.gov/services/on\\_demand\\_video/channel\\_13.asp](http://oct.dc.gov/services/on_demand_video/channel_13.asp).

Staff; and Lorraine Green, the chairperson of the Mayor's campaign and transition. Because of their extensive background in human resources, it was reasonable for Mayor Gray to rely on them. Yet, despite their decades of experience in managing large personnel offices, these three individuals permitted the abuses and errors to occur. Ultimately, however, it is Mayor Gray who, as chief executive, bears responsibility for the actions and errors of his senior staff, both in the District government and in his campaign.

Hiring relatives of senior members of the Gray administration, engaging in cronyism, violating standard personnel practices, giving money to Mr. Brown, and promising Mr. Brown a job in the Gray administration caused deep harm to the District government. Although this damage is not irreparable, it will take time for the residents of the District of Columbia to regain their trust in their government.

## **II. BACKGROUND**

### **A. Nature and Scope of the Investigation**

On March 23, 2011, the Committee voted unanimously to approve the "Committee on Government Operations and the Environment Executive Personnel Practices Investigation Authorization Resolution of 2011."<sup>3</sup> This resolution permitted the Committee to investigate the personnel practices of the Executive, conduct hearings, and issue subpoenas. Specifically, the resolution authorized the Committee to investigate the following topics:

- (1) Policies, procedures, or other practices surrounding the appointment of individuals to the Excepted and Executive Services in the District government, including any controls intended to prevent improper personnel practices;
- (2) The process by which the Executive determined appointees' compensation and whether the appointees met the requisite qualifications;
- (3) Whether any person violated federal or District laws with respect to specific personnel actions, including 5 U.S.C. § 3110 or any other provision;
- (4) Any other matters within the Committee's jurisdiction that are directly related to this investigation; and
- (5) All relevant facts and circumstances related to the matters listed above to determine what, if any, legislative action may be appropriate.

---

<sup>3</sup> See Exhibit 1.

This investigation is limited to the personnel practices of the Executive as they relate to political appointees only.<sup>4</sup> The Council authorized the Committee to continue and complete this investigation during the spring and summer recess periods.<sup>5</sup> On July 12, 2011, the Council established the Special Committee on Investigation of Executive Personnel Practices and transferred jurisdiction for this investigation to it.<sup>6</sup>

On March 7, 2011, one day after Sulaimon Brown made public his allegations against the Mayor and his campaign, Mayor Gray asked Attorney General Irvin Nathan and the Council to investigate the matter.<sup>7</sup> Both Mr. Nathan and Inspector General Charles Willoughby recused themselves and their offices, citing conflicts of interest. The Office of the United States Attorney for the District of Columbia stated that it is “working with the FBI to assess the matter,” but it is uncertain whether their conclusions will ever be made public.<sup>8</sup> Although the United States House of Representatives and the Office of Campaign Finance have investigations pending, both are focused on a narrow set of allegations – and are not examining claims of nepotism, cronyism, excessive salaries, and other violations of personnel practices. Thus, without the Committee’s investigation and the hours of televised, public hearings that the Committee held, citizens may not have been afforded the opportunity to know what occurred during the early days of the Gray administration.

The Committee acknowledges the Executive’s complete and timely cooperation throughout the investigation.<sup>9</sup> The Committee also appreciates the cooperation and assistance provided by the Office of the United States Attorney for the District of Columbia, the United States House of Representatives’ Committee on Oversight and Government Reform, and the Superior Court of the District of Columbia.

The Committee Chairperson also extends her appreciation to the members of the Committee – particularly At-Large Councilmember David A. Catania, who participated in all of the Committee’s proceedings – for their assistance throughout the investigation.

---

<sup>4</sup> The scope of this investigation, for example, does not extend to other matters, such as whether the District government gives the appropriate preference to the hiring of District residents.

<sup>5</sup> See Resolution 19-92, the “Executive Personnel Practices Investigation Hearing Recess Emergency Approval Resolution of 2011” (April 19, 2011), and Resolution 19-187, the “Council Period 19 Rules Amendment and Investigation Authorization Recess Resolution of 2011” (July 12, 2011).

<sup>6</sup> See Resolution 19-188, the “Council Period 19 Rules Committee Jurisdiction Amendment Resolution of 2011” (July 12, 2011).

<sup>7</sup> See “Mayor Gray Calls for Swift and Thorough Investigations into Allegations Made by Sulaimon Brown,” Press Release, Executive Office of the Mayor, March 7, 2011, available online at <http://mayor.dc.gov/DC/Mayor/About+the+Mayor/News+Room/Mayor+Gray+Calls+for+Swift+and+thorough+Investigations+into+Allegations+Made+by+Sulaimon+Brown>.

<sup>8</sup> Nikita Stewart, “D.C. Mayor Gray retains attorney,” *Washington Post*, March 9, 2011, available online at <http://voices.washingtonpost.com/local-breaking-news/dc/dc-mayor-gray-retains-attorney.html>.

<sup>9</sup> The Executive, through the Office of the Attorney General, took immediate action to preserve all records. It instructed all witnesses requested by the Committee to testify and voluntarily provided all e-mails and documents requested by the Committee.

**B. Procedural History**

- March 10, 2011      The Committee held an informal discussion on the Executive’s personnel practices.
- March 17, 2011      The Committee discussed the Executive’s personnel practices with the D.C. Department of Human Resources during its annual performance oversight hearing.
- March 18, 2011      Notice of the March 28, 2011, Public Oversight Roundtable is published in the *D.C. Register*.
- March 23, 2011      The Committee unanimously approved the “Committee on Government Operations and the Environment Executive Personnel Practices Investigation Authorization Resolution of 2011,” which authorized an investigation into the Executive’s personnel practices.
- March 28, 2011      The Committee convened a public hearing and examined the following witnesses:
- Charles Willoughby
  - Reuben Charles
  - Talib Karim
  - Wayne Turnage
  - Mohammad Ahkter
  - Judy Banks
- April 1, 2011      Notice of the Investigation is published in the *D.C. Register*.
- April 7, 2011      The Committee reconvened the public hearing and received testimony from the following witnesses:
- Brandon Webb
  - Kenneth Ellerbe
  - Leslie Green
  - Crystal Palmer
  - Milton Boyd
  - Linda Wharton-Boyd
  - Leroy Ellis
  - Rochelle Webb
  - Gerri Mason Hall
- The Committee also called Sulaimon Brown to testify. Mr. Brown appeared at the hearing, but refused to testify.
- April 19, 2011      The Council authorized the Committee to continue its investigation during the Council’s spring recess period.

**Special Committee on Investigation of Executive Personnel Practices**  
**Draft Report – August 24, 2011**

April 22, 2011	Notice of the April 29, 2011, Public Oversight Roundtable is published in the <i>D.C. Register</i> .
April 29, 2011	<p>The Committee reconvened the public hearing and recalled and took testimony from the following witness:</p> <ul style="list-style-type: none"><li>• Judy Banks</li></ul> <p>Howard Brooks and Peyton Brooks, who were scheduled to testify on this date, asserted their Fifth Amendment privilege against self-incrimination and declined to testify.</p>
May 6, 2011	Notice of the May 13, 2011, Public Oversight Roundtable is published in the <i>D.C. Register</i> .
May 13, 2011	<p>The Committee reconvened the public hearing and received testimony from the following witnesses:</p> <ul style="list-style-type: none"><li>• Lorraine Green</li><li>• Nicholas Hall</li></ul> <p>The Committee issued subpoenas to compel the testimony of Sulaimon Brown and Cherita Whiting on this date. Both witnesses failed to appear at the hearing.</p>
May 18, 2011	The Council filed a petition in the Superior Court to enforce a subpoena issued to Sulaimon Brown and to compel his testimony before the Committee.
May 27, 2011	Notice of the June 6, 2011, Public Oversight Roundtable is published in the <i>D.C. Register</i> .
May 31, 2011	The Honorable Judith N. Macaluso entered an order in the Superior Court directing Sulaimon Brown to appear and testify before the Committee.
June 1, 2011	The Council filed a petition in the Superior Court challenging Peyton Brooks' assertion of his Fifth Amendment privilege against self-incrimination.
June 6, 2011	<p>The Committee reconvened the public hearing and examined the following witnesses:</p> <ul style="list-style-type: none"><li>• Cherita Whiting</li><li>• Sulaimon Brown</li></ul>
June 9, 2011	The Honorable Curtis von Kann held that Peyton Brooks had a sufficient basis to assert his Fifth Amendment privilege against self-incrimination and not testify before the Committee.

**Special Committee on Investigation of Executive Personnel Practices**  
**Draft Report – August 24, 2011**

July 12, 2011	The Council authorized the Committee to continue its work during the Council's summer recess period and transferred jurisdiction for this investigation to the Special Committee on Investigation of Executive Personnel Practices.
July 13, 2011	The Council filed a motion to modify the May 31, 2011, court order to also compel Sulaimon Brown to produce documents to the Committee pursuant to a subpoena issued to him.
August 8, 2011	The Honorable Judith N. Macaluso entered an order directing the Council and Sulaimon Brown to file additional pleadings and scheduling a hearing for September 15, 2011.
August 24, 2011	The Committee discussed and considered this Report. <sup>10</sup>

**C. Overview of the District's Personnel System**

In 1973, the Congress granted Home Rule to the District of Columbia, which authorized the Mayor and the Council to govern the local municipal affairs of the District.<sup>11</sup> Section 422 of the Home Rule Act required the District government to establish a merit-based personnel system, which it did through the District of Columbia Government Comprehensive Merit Personnel Act of 1978 ("CMPA").<sup>12</sup>

The CMPA classifies District government employees into several categories:<sup>13</sup>

**Career Service** employees are traditional civil service workers.<sup>14</sup> Positions in the Career Service are filled through a competitive, merit-based process. These employees enjoy certain rights such as removal only for cause and the right to appeal adverse actions to the Office of Employee Appeals.

**Excepted Service** employees are at-will political appointees who are hired non-competitively. Their "primary duties are of a policy determining, confidential, or policy advocacy character and . . . report[] directly to the head of an agency."<sup>15</sup> The Mayor may appoint up to 160 persons to the Excepted Service. The CMPA also permits other persons and

---

<sup>10</sup> Pursuant to Council Rule 243, this Report is an interim report. The Council is taking action in the Superior Court to enforce a subpoena that compels Sulaimon Brown to produce a set of relevant documents. Later this year, the Committee may take further action and issue another report if the production of documents reveals new information. Otherwise, the Committee may vote to declare this Report as its final report, pursuant to Council Rule 243.

<sup>11</sup> See District of Columbia Self-Government and Governmental Reorganization Act, Pub. L. No. 93-198, 87 Stat. 774 (codified as amended at D.C. Code § 1-201.01 *et seq.*).

<sup>12</sup> See D.C. Law 2-139 (codified as amended at D.C. Code § 1-601.01 *et seq.*).

<sup>13</sup> There are other classifications for District government employees, including the Education Service, which includes District of Columbia Public Schools teachers, and the Legal Service, which includes attorneys in the Office of the Attorney General.

<sup>14</sup> See D.C. Code § 1-608.01.

<sup>15</sup> D.C. Code § 1-609.01.

offices to appoint a limited number of persons to the Excepted Service.<sup>16</sup> These employees do not have to be confirmed by the Council.

***Executive Service*** employees are directors of agencies who serve at-will at the pleasure of the Mayor.<sup>17</sup> They are hired non-competitively and are subject to confirmation by the Council.

***Management Supervisory Service*** employees are middle-level managers in the District government. These employees have “responsibility for project management and supervision of staff and the achievement of the project’s overall goals and objectives.”<sup>18</sup> Positions in the Management Supervisory Service are filled through a competitive, merit-based process, but employees serve at-will.

This investigation is primarily focused on the Executive’s hiring of persons in the Excepted and Executive Services.

#### **D. The Executive’s Hiring Process**

Shortly after winning the General Election on November 2, 2010, then-Mayor-elect Gray formed a transition team to manage the District government’s transition to a new administration. Mayor Gray appointed Lorraine Green as the chairperson of his transition team. Ms. Green, who also served as the chair of the Gray campaign, is a close, personal friend of Mayor Gray and recently retired as a vice president responsible for human resources at Amtrak.

Within the transition team, responsibility for personnel decisions was assigned to a group of individuals led by Constance Berry Newman, former Assistant Secretary of State for African Affairs under President George W. Bush. Ms. Newman was joined by Judy Banks and, later, Gerri Mason Hall after she was named as the incoming-Chief of Staff to the Mayor on December 8, 2010.

While Ms. Newman’s efforts were focused on recruiting agency directors for the Executive Service, Ms. Banks, Ms. Hall, and Ms. Green worked together to place political appointees in the District government. This trio has extensive background in human resources. Ms. Banks serves as Director of Human Resources at the Washington Convention and Sports Authority. She formerly twice served as Director of the District’s Office of Personnel, the predecessor to the D.C. Department of Human Resources, and also served as Director of the Office of Pay and Retirement Systems. Ms. Hall, at the time that she was announced as the Mayor’s incoming-Chief of Staff, served as Senior Vice President for Human Resources at Sodexo, Inc. Ms. Green, prior to her work at Amtrak, served as director of the Office of

---

<sup>16</sup> D.C. Code § 1-609.03. Under the CMPA, the Mayor may appoint up to 220 persons to the Excepted Service; however, 60 of these positions are to be designated by the Inspector General, which leaves 160 positions exclusively for the Mayor. Independent agencies, the Metropolitan Police Department, the Fire and Emergency Medical Services Department, the District of Columbia Public Schools, and several boards and commissions may also appoint a handful of persons to the Excepted Service.

<sup>17</sup> D.C. Code § 1-610.51.

<sup>18</sup> D.C. Code § 1-614.11 (5).



Personnel and as Deputy Director of the federal Office of Personnel Management in the Clinton administration.

Ms. Banks, Ms. Hall, and Ms. Green continued their work on placing political appointees in the Excepted Service after Mayor Gray was inaugurated. Ms. Hall assumed her new role as Chief of Staff, becoming directly responsible for persons appointed to the Excepted and Executive Services.<sup>19</sup> To assist in this process, Ms. Banks took a leave of absence from the convention center to serve as Interim Director of the D.C. Department of Human Resources for a few months. E-mails establish that Ms. Green remained active in the selection and placement of persons in the Gray administration and interviewed candidates.

As is common with transitions in most governments, the Gray transition was somewhat chaotic. From understanding the current state of the District's budget to determining which agency directors would be retained and which would be replaced, a large amount of work needed to be completed in a very short amount of time. It is clear that many people on the transition team, including the trio of Ms. Banks, Ms. Hall, and Ms. Green, devoted many hours to the transition team's efforts, and, after they joined the District government, Ms. Banks and Ms. Hall would regularly send e-mails from as early as 5:00 a.m. until midnight, on weekends and on holidays.

### III. FINDINGS OF FACT

#### A. Nepotism

Within weeks of Mayor Gray's inauguration, multiple adult children of senior officials in or connected to the Gray administration had been appointed to the Excepted Service. In total, five adult children were hired by the District government: Milton Boyd, son of Linda Wharton-Boyd; Peyton Brooks, son of Howard Brooks; Leslie Green, daughter of Lorraine Green; Nicholas Hall, son of Gerri Mason Hall; and Brandon Webb, son of Rochelle Webb. Although several of these hires were lawful, there is clear evidence that the hiring of at least two of the adult children was improper and likely illegal. The parents of these adult children unduly influenced the hiring decisions and the D.C. Department of Human Resources failed to realize that these hires violated the law.

Gerri Mason Hall, Chief of Staff in the Executive Office of the Mayor, was responsible for appointments to the Excepted and Executive Services. She knew that hiring children of senior staff was problematic because Judy Banks, then-Interim Director of the D.C. Department of Human Resources, told her that it was bad public policy.<sup>20</sup> To Ms. Banks, the speed at which these hirings were made was troublesome. "It's no problem that some of these children worked

---

<sup>19</sup> Ms. Banks testified that that this was the same personnel process used when she was head of the personnel office twice under Mayor Anthony Williams. Exhibit 21 (Testimony of Judy Banks, March 28, 2011, Unofficial Transcript) at 24:30-33.

<sup>20</sup> Exhibit 21 (Testimony of Judy Banks, March 28, 2011, Unofficial Transcript) at 5:37-46 – 6:1-7. "[W]e had conversations about all the children," Ms. Banks said. Exhibit 23 (Testimony of Judy Banks, April 29, 2011, Unofficial Transcript) at 19:37.

on the campaign, or possibly could support the Mayor as policy advocates,” she testified, “but why wouldn’t we make sure that we got in the Directors first, and do these Excepted Service appointments later?”<sup>21</sup> Despite raising these concerns, Ms. Hall told Ms. Banks to process the hiring of these adult children.<sup>22</sup> In hindsight, Ms. Hall acknowledged that she “should have seen how [hiring children of senior officials] appear[ed] and how it offended the public.”<sup>23</sup>

**FINDING 1:            The D.C. Department of Human Resources and the Office of the Attorney General did not know, but should have known, that federal law prohibits nepotism in the District government.**

Although she raised public policy concerns to Ms. Hall, Ms. Banks did not inform Ms. Hall that some of these hires were, in fact, illegal because Ms. Banks, the District’s senior human resources expert, seemed not to be aware of this fact. The Comprehensive Merit Personnel Act makes nepotism illegal in the Career Service:

A public official may not appoint, employ, promote, advance, or advocate for appointment, employment, promotion, or advancement, in or to a position in the agency in which he or she is serving or over which he or she exercises jurisdiction or control, any individual who is a relative of the public official. An individual may not be appointed, employed, promoted, or advanced in or to a position in an agency if such appointment, employment, promotion, or advancement has been advocated by a public official who is serving in or exercising jurisdiction or control over the agency and is a relative of the individual.<sup>24</sup>

District law is silent as to whether nepotism is legal in the Excepted and Executive Services. Ms. Banks testified that she thought that “nepotism rules applied to the Career Service only” and advised others of her interpretation as well.<sup>25</sup> This view was shared by the General Counsel to the D.C. Department of Human Resources, who is employed by the Attorney General.<sup>26</sup> Yet, federal law expressly prohibits the hiring of children in the District government:

A public official may not appoint, employ, promote, advance, or advocate for appointment, employment, promotion, or advancement, in or to a civilian position in the agency in which he is serving or over which he exercises jurisdiction or control any

---

<sup>21</sup> Exhibit 23 (Testimony of Judy Banks, April 29, 2011, Unofficial Transcript) at 20:1-3.

<sup>22</sup> Exhibit 21 (Testimony of Judy Banks, March 28, 2011, Unofficial Transcript) at 5:37-46 – 6:1-7.

<sup>23</sup> Exhibit 22 (Testimony of Gerri Mason Hall, April 7, 2011, Unofficial Transcript) at 16:7-8.

<sup>24</sup> D.C. Code § 1-608.01 (c)(2).

<sup>25</sup> Exhibit 23 (Testimony of Judy Banks, April 29, 2011, Unofficial Transcript) at 21:23-25. In an e-mail to an agency director, Ms. Banks stated that hiring one’s child is “[f]rowned upon” if it is done in her own agency, but not in another agency. Ms. Banks then asked that director to forward her son’s resume so that she could find a job for him. Exhibit 41 (E-mails between Judy Banks and Rochelle Webb, January 11, 2011).

<sup>26</sup> Testimony of Erica Taylor McKinley, May 17, 2011, Videotape at 1:25.32, available online at [http://oct.dc.gov/services/on\\_demand\\_video/channel13/March2011/03\\_17\\_11\\_GOVOPS.asx](http://oct.dc.gov/services/on_demand_video/channel13/March2011/03_17_11_GOVOPS.asx).

individual who is a relative of the public official. An individual may not be appointed, employed, promoted, or advanced in or to a civilian position in an agency if such appointment, employment, promotion, or advancement has been advocated by a public official, serving in or exercising jurisdiction or control over the agency, who is a relative of the individual.<sup>27</sup>

This law applies to the “the government of the District of Columbia” in addition to the federal government.<sup>28</sup> Only after the Committee directed Ms. Banks to this federal law did the D.C. Department of Human Resources acknowledge that this statute prohibits the District government from engaging in nepotism.<sup>29</sup>

Not only were at least two of the hires illegal under the federal nepotism law, the process by which at least three of the adult children were hired was improper. Initially, the Executive told the press that all of the children “were interviewed, met the qualifications and were selected because of what they offer and can bring to the government.”<sup>30</sup> Yet, common hiring practices were not followed in several cases. Three of the adult children were never interviewed for their positions and were placed in agencies without any input from agency directors about what roles needed to be filled within their agencies. In two instances, agencies were surprised by the arrival of these new hires. Other standard personnel practices were not followed, including at least one instance in which one adult child never submitted the District’s job application form, which is required of all employees.

Milton Boyd

**FINDING 2:            Milton Boyd was qualified for his position and his hiring was legal and followed standard personnel procedures.**

Milton Boyd is the son of Linda Wharton-Boyd, the Director of Communications for the Mayor. Mr. Boyd was hired as a Program Analyst in ServeDC, the Mayor’s Office on Volunteerism, at a salary of \$65,000 and subsequently resigned his position. Mr. Boyd testified that he initially approached Steve Glaude, Director of the Mayor’s Office of Community Affairs, about a position. After being interviewed multiple times and attending one of ServeDC’s events, Mr. Boyd was offered a position. Mr. Boyd, a native Washingtonian, was qualified for the position of Program Analyst because of his background and experience in communications, event planning, and community outreach. He testified that he even had two other job offers pending when he was hired by the District government. Despite his mother’s senior position in the Mayor’s office, Mr. Boyd said that she had no knowledge that he had applied for this position until after he received an offer letter. In her testimony, Ms. Wharton-Boyd confirmed that she had no prior knowledge of her son’s hiring.

---

<sup>27</sup> 5 U.S.C. § 3110 (b). The penalty for violating this rule is that the person who is hired or promoted as a result of nepotism may not be paid. The relative who facilitates nepotism is not penalized by this statute.

<sup>28</sup> *Id.* at § 3110 (a)(1)(D).

<sup>29</sup> Exhibit 42 (E-mail from Erica Taylor McKinley to Mary Cheh, March 25, 2011).

<sup>30</sup> Exhibit 43 (E-mail from Linda Wharton Boyd to Patrick Madden, February 10, 2011).

Peyton Brooks

**FINDING 3:**           **Though not a violation of nepotism laws, the hiring of Peyton Brooks violated several standard personnel procedures.**

Peyton Brooks is the son of Howard Brooks, a senior consultant to the Gray campaign. In January 2011, Peyton Brooks was appointed to an Excepted Service position as a Special Assistant in the Office of the Deputy Mayor for Planning and Economic Development at a salary of \$110,000. He later resigned from his position. Peyton Brooks submitted his resume to Ms. Hall on January 7, 2011. E-mails between Peyton Brooks, Ms. Hall, and Ms. Green indicate that Ms. Green was “personal[ly]” involved in the hiring of Peyton Brooks.<sup>31</sup>

The hiring of Peyton Brooks did not violate the federal nepotism statute because his father, Howard Brooks, was not an employee of the District government.<sup>32</sup> Though Peyton Brooks was not illegally hired, the process by which he was hired was improper. Peyton Brooks stated that he was never interviewed by anyone in the District government before he was hired and never received a job description for his position.<sup>33</sup> Not only did he not speak with anyone in the Deputy Mayor’s office before being placed there, the office was surprised by and unprepared for his arrival.<sup>34</sup> Moreover, it appears that there was no role for Mr. Brooks to fill in the agency in which he was placed. Shortly after his arrival, Peyton Brooks was detailed to the Department of Small and Local Business Development for at least six months.<sup>35</sup> Lastly, Peyton Brooks never filed a DC-2000 job application form with the District government, which is required to be a part of every employee’s personnel record

Leslie Green

**FINDING 4:**           **Leslie Green is qualified for her position and her hiring was legal and followed standard personnel procedures.**

Leslie Green is the daughter of Lorraine Green, the chair of Mayor Gray’s campaign and transition. Leslie Green was hired as a Senior Communications Manager in the Excepted Service at a salary of \$85,000 and assigned to the Office of Motion Picture and Television Development. She continues in this position. Similar to Peyton Brooks, the hiring of Leslie Green did not violate the federal nepotism statute because her mother was not an employee of the District government.

---

<sup>31</sup> Exhibit 44 (E-mail from Gerri Mason Hall to Lorraine Green, January 7, 2011).

<sup>32</sup> There may be other legal issues with Peyton Brooks’ employment. In the Superior Court of the District of Columbia, the Honorable Curtis von Kann examined Peyton Brooks *in camera* and concluded that Peyton Brooks had a substantial basis to assert his Fifth Amendment privilege against self-incrimination and did not have to testify before the Committee. The Judge noted that this privilege extended to questions about Peyton Brooks’ employment with the District government because there could be a claim regarding the failure of Peyton Brooks to provide honest services.

<sup>33</sup> After the proceedings in the Superior Court, Peyton Brooks, through counsel, subsequently submitted an affidavit that answered a basic set of questions.

<sup>34</sup> Exhibit 45 (E-mail from Quoinett Warrick to Judy Banks, January 18, 2011).

<sup>35</sup> Exhibit 46 (E-mail from Gerri Mason Hall to Judy Banks, February 8, 2011).

Moreover, it appears that Leslie Green was recruited without the assistance or knowledge of her mother. Leslie Green testified that “she was not looking for a job within the administration” and only began to consider the possibility when Crystal Palmer, the incoming director of the Office of Motion Picture and Television Development, approached her in late 2010. Ms. Palmer confirmed Ms. Green’s testimony and explained that she had tried to recruit Leslie Green for a similar position in 2008. Ms. Palmer stated, “Since I had previously recruited her for a competitive position before, when an Excepted Service position became available, she seemed like the perfect fit.” There is scant evidence to suggest that Lorraine Green made any effort to help Leslie Green obtain employment with the District.

Lorraine Green testified that she had no role in the hiring of her daughter.<sup>36</sup> She was aware of the hiring, however, and once Leslie Green received a formal offer from Ms. Palmer, Lorraine Green informed Mayor Gray. “I wanted to make sure that because it was my daughter and I was the chair of the campaign that the Mayor did not have any problem with the optics of that happening,” she said.<sup>37</sup>

Ms. Green is qualified for her position. She earned a Bachelor’s degree in English from the University of Virginia and a Master’s degree in communications from Howard University. She has an extensive professional background in communications and media relations. Ms. Palmer testified that Ms. Green “is exceptionally qualified” and “has really good interpersonal skills.”

Nicholas Hall

**FINDING 5:           The hiring of Nicholas Hall was illegal and violated standard personnel procedures.**

Nicholas Hall is the son of Gerri Mason Hall, who at the time of her son’s hiring served as Chief of Staff in the Executive Office of the Mayor. Mr. Hall was appointed to an Excepted Service position as a staff writer in the Department of Parks and Recreation at a salary of \$55,000. He voluntarily resigned from his position.

The hiring of Mr. Hall provides the clearest evidence of illegal nepotism. By her own admission, Ms. Hall hired her son, assigned him to a position, and determined his salary.<sup>38</sup> These actions were in clear violation of the federal nepotism law. As Chief of Staff in the Executive Office of the Mayor, Ms. Hall exercises authority directly under the Mayor, which made all persons in executive agencies her subordinates. Further evidence of Ms. Hall’s influence is the speed at which Mr. Hall was hired. E-mails show that Gerri Mason Hall sent her son’s resume to Judy Banks at 8:54 a.m. on Friday, January 14, 2011. Just twenty minutes later,

---

<sup>36</sup> Exhibit 24 (Testimony of Lorraine Green, May 13, 2011, Unofficial Transcript) at 24:37.

<sup>37</sup> *Id.* at 25:45-46.

<sup>38</sup> Gerri Mason Hall testified that she discussed her son’s salary with Judy Banks. Ms. Hall said that Ms. Banks suggested that Mr. Hall’s salary should be \$65,000, but that she thought it should be \$55,000, an amount that she understood was consistent with what other recent college graduates earned. Exhibit 22 (Testimony of Gerri Mason Hall, April 7, 2011, Unofficial Transcript) at 1:10-18.

Ms. Banks instructed her staff to process Mr. Hall's paperwork for his position at the Department of Parks and Recreation.<sup>39</sup> Mr. Hall was instructed to report to the agency on the next business day.<sup>40</sup>

Mr. Hall's hiring also violated standard personnel procedures. Like others, Mr. Hall's hiring was completed extraordinarily quickly without an interview. E-mails suggest that the Department of Parks and Recreation was not prepared to receive Mr. Hall and that the agency's director was not consulted about the needs of the agency and the positions that needed to be filled within it.

Ms. Hall testified that, at the time she acted, she did not believe that hiring her son was improper and did not intend to violate the law. She explained that she encouraged her son to consider public service and working for the District government.<sup>41</sup> Despite what may have been good intentions, her actions were illegal.

Brandon Webb

**FINDING 6:            Brandon Webb was not highly qualified for his position and his hiring violated standard personnel procedures.**

Brandon Webb is the son of Dr. Rochelle Webb, who at the time of Mr. Webb's hiring served as the director of the Department of Employment Services. Mr. Webb was hired in the Excepted Service as a Community Relations Specialist in the Fire and Emergency Medical Services Department with a salary of \$65,000. He subsequently resigned from his position.

The Webbs are new to the District as they moved from Arizona earlier this year when Dr. Webb was appointed to her position. In the second week of the Gray administration, Dr. Webb e-mailed Judy Banks to ask if she could hire her son to do community outreach for her agency.<sup>42</sup> Ms. Banks replied that he could be placed in another agency and asked for his resume.<sup>43</sup> Later that afternoon, Dr. Webb e-mailed her son's resume to Ms. Banks.<sup>44</sup> By the end of the same day, Ms. Banks informed Dr. Webb that her son had been placed at the Fire and Emergency Medical Services Department to do "outreach and communications" and would receive a salary of \$65,000.<sup>45</sup>

On one hand, the hiring of Mr. Webb did not directly violate the federal nepotism statute because the Fire and Emergency Medical Services Department is separate and independent from the Department of Employment Services. However, in soliciting Mr. Webb's resume from Dr. Webb and finding a position for Mr. Webb, Ms. Banks acted as an agent for Dr. Webb. Additionally, on the same day that Ms. Banks found a position for Mr. Webb, Dr. Webb

---

<sup>39</sup> Exhibit 47 (E-mail from Judy Banks to Laverne Harvey-Johnson, January 14, 2011).

<sup>40</sup> Exhibit 48 (E-mail from Judy Banks to Jesus Aguirre, January 14, 2011).

<sup>41</sup> Exhibit 22 (Testimony of Gerri Mason Hall, April 7, 2011, Unofficial Transcript) at 2:38-42.

<sup>42</sup> Exhibit 41 (E-mails between Rochelle Webb and Judy Banks, January 11, 2011).

<sup>43</sup> *Id.*

<sup>44</sup> *Id.*

<sup>45</sup> *Id.*

accepted the appointment of Leroy Ellis in her agency, which suggests that there may have been a *quid pro quo*. As the personnel director for the District government, Ms. Banks had substantial influence over the hiring of persons for the Excepted Service and her actions in placing Mr. Webb violated the spirit, if not the letter, of the federal nepotism statute.

Moreover, Mr. Webb's hiring violated standard personnel practices. Mr. Webb was never interviewed for his position and only completed a DC-2000 job application form several days after receiving an offer letter for a position. Chief Ellerbe testified that he was impressed with Mr. Webb's "industriousness" and that Mr. Webb "worked hard" and was a "good employee." To his credit, Mr. Webb strived to learn about the District and understand its neighborhoods quickly. Nevertheless, it was unrealistic for Mr. Webb to be well qualified for a community outreach position because he was living in Arizona at the time of his employment, had never lived in the District, and was unfamiliar with its neighborhoods and communities. Ms. Banks acknowledged that there was no need to hire someone from Arizona for this job, as "hundreds" of District residents would have been qualified for this type of a position.<sup>46</sup>

## **B. Cronyism**

### **FINDING 7:            The Gray administration engaged in cronyism in the hiring of Leroy Ellis.**

The Committee also investigated allegations of cronyism in the appointment of persons to the Excepted Service.<sup>47</sup> Leroy Ellis is a friend and neighbor of Howard Brooks, who was a senior member of the Gray campaign. Mr. Ellis was hired in the Excepted Service as a Special Assistant in the Department of Employment Services with a salary of \$125,000.<sup>48</sup> He continues to serve in this position.

Mr. Ellis, who is a Maryland resident, volunteered for the Gray campaign.<sup>49</sup> Last year, he helped organize a golf tournament to raise funds for the campaign. Shortly after Mayor Gray took office, Howard Brooks referred Mr. Ellis to Judy Banks, then-Interim Director of the D.C. Department of Human Resources.<sup>50</sup> Lorraine Green, the chair of the Mayor's campaign and transition, also assisted Mr. Ellis. She recommended him to the Director of the Department of Employment Services, the agency in which Mr. Ellis was ultimately placed.<sup>51</sup>

---

<sup>46</sup> Exhibit 21 (Testimony of Judy Banks, March 28, 2011, Unofficial Transcript) at 11:46.

<sup>47</sup> Cronyism is a term often used more broadly than its actual meaning. In terms of employment, the pejorative label is often linked to the hiring of friends or allies, but that of itself is not necessarily improper. Cronyism is the hiring of friends or allies who are not qualified for the position they are given – persons who attain a position simply because they are friends or allies.

<sup>48</sup> E-mails indicate that Mr. Ellis was initially offered a salary of \$105,000 from the agency's then-deputy director, but then asked Judy Banks for a salary of \$125,000, which she and the director of the agency approved. Exhibit 49 (E-mails between Judy Banks and Rochelle Webb, January 11, 2011).

<sup>49</sup> In an e-mail to Ms. Banks, Mr. Ellis expressed his desire to remain a Maryland resident and asked if there were any exceptions to the requirement that persons appointed to the Excepted Service live in the District. Exhibit 50 (E-mails between Leroy Ellis and Judy Banks, January 11, 2011).

<sup>50</sup> Exhibit 52 (E-mail from Leroy Ellis to Judy Banks, January 11, 2011).

<sup>51</sup> In an e-mail to Ms. Banks, the agency's director noted, "Lorraine sent [Mr. Ellis] to me so he must be good." Exhibit 53 (E-mail from Rochelle Webb to Judy Banks, January 11, 2011).

Mr. Ellis' position requires a specialized knowledge of workforce development. The position description states that "[m]astery of, and considerable understanding of the nature of [the Department of Employment Services] policies and programs" is required. Yet, Mr. Ellis seemed to lack this knowledge when he was hired. In addition to being unfamiliar with the agency, Mr. Ellis, in an e-mail to Ms. Banks, acknowledged that his "specific knowledge of the regulations and laws governing Employment and Training programs are not fully current." His resume supports this statement.<sup>52</sup> Mr. Ellis sold promotional and marketing items for the past 30 years and had been unemployed since 2009. He has a Bachelor's degree in Education from Virginia State University. Mr. Ellis testified that his most relevant employment experiences are jobs held with the Montgomery County and District governments from 1971 to 1981.

It seems clear that with three decades of experience selling promotional items, Mr. Ellis is not well qualified to help lead the Department of Employment Services and was not hired because of his experience. It is troubling that preference seems to have been given to a well-connected Maryland resident when there are likely many District residents seeking employment who would be well qualified for this position, and who may have been willing to accept a salary less than \$125,000.

There is nothing wrong, *per se*, with hiring someone who is known to the Mayor or other senior officials if that person is well qualified. However, hiring persons who are friends and well-connected, but who are not qualified for their positions is the reason that the public frowns on cronyism.

## C. Excessive Salaries

### **FINDING 8: Fourteen Mayoral appointees received salaries that exceeded the legal salary caps.**

Under the Comprehensive Merit Personnel Act, the District has salary schedules that list a range of salaries for each pay grade level. The approved salary schedule for the Excepted Service includes 11 pay grades with a maximum base salary of \$193,125. In the Executive Service, agency directors can receive a maximum base salary of \$179,096. Because the Council must approve salary schedules before they can take effect, it is unlawful to pay employees in excess of these salary schedules.<sup>53</sup> Despite this legal limitation, 14 Mayoral appointees received salaries that were higher than the maximum salaries approved by the Council.<sup>54</sup>

---

<sup>52</sup> Exhibit 51 (Resume of Leroy Ellis).

<sup>53</sup> See D.C. Code §§ 1-610.52 and 1-611.06 (stating that the Mayor must transmit salary schedules to the Council for approval before they become effective).

<sup>54</sup> Three of the 14 Mayoral appointees who received salaries above the salary caps, D.C. Public Schools Chancellor Kaya Henderson, Police Chief Cathy Lanier, and Chief Medical Examiner Dr. Marie Pierre-Louis, were paid these amounts by the Fenty administration.



**Special Committee on Investigation of Executive Personnel Practices  
Draft Report – August 24, 2011**

**EXCEPTED SERVICE**

Name	Position	Base Salary	Amount Above the Salary Cap	Salary Paid By Fenty #
Warren Graves	Chief of Staff, Office of the City Administrator	\$195,000	\$1,875	N/A
Gerri Mason Hall	Chief of Staff, Executive Office of the Mayor	\$200,000	\$6,875	\$160,000

**EXECUTIVE SERVICE**

Name	Position	Base Salary	Amount Above the Salary Cap	Salary Paid By Fenty #
Mohammad Akhter	Director, Department of Health	\$180,000	\$904	\$179,096
Judy Banks	Interim Director, Department of Human Resources	\$180,000	\$904	\$166,975
Kenneth Ellerbe	Chief, Fire and Emergency Medical Services Department	\$187,302	\$8,206	\$187,302
Ollie Harper	Acting Director, Office of Public Education Facilities Modernization	\$185,000	\$5,904	\$275,000
Kaya Henderson	Chancellor, District of Columbia Public Schools	\$275,000 *	\$95,904	\$275,000
Victor Hoskins	Deputy Mayor for Planning and Economic Development	\$180,000	\$904	\$180,000
Cathy Lanier	Chief, Metropolitan Police Department	\$230,743 * ‡	\$51,647	\$219,754
Marie Pierre-Louis	Chief Medical Examiner	\$185,000 *	\$5,904	\$185,000
Hosana Mahaley	State Superintendent of Education	\$185,000	\$5,904	\$170,000
Irvin Nathan	Attorney General	\$180,000	\$904	\$175,000
Wayne Turnage	Director, Department of Health Care Finance	\$180,000	\$904	\$160,000
De'Shawn Wright	Deputy Mayor for Education	\$180,000	\$904	\$182,875

This data was compiled by the D.C. Department of Human Resources on March 25, 2011.

See Exhibit 54 (Mayoral Cabinet Appointments – Salary Comparisons).

\* The salaries for Chancellor Henderson, Chief Lanier, and Dr. Pierre-Louis were determined by the Fenty administration.

‡ Chief Lanier's total compensation is \$253,817, which includes longevity pay and other compensation for senior police officials.

# These are salaries that were paid to persons who held those positions in the Fenty administration.

Judy Banks, then-Interim Director of the D.C. Department of Human Resources, was largely responsible for setting many of these salaries. Ms. Banks testified that she set the salaries for Mohammad Akhter, Victor Hoskins, and Irvin Nathan.<sup>55</sup> However, evidence suggests that Ms. Banks also determined the salaries for other appointees in the Excepted and Executive Services. In at least one instance, Ms. Banks negotiated a salary that was higher than the salary approved by Gerri Mason Hall, then-Chief of Staff in the Executive Office of the Mayor.<sup>56</sup> Additionally, another appointee testified that she did not negotiate her salary. Instead, Ms. Banks told her what she would earn – a salary that was substantially higher than the salary of her predecessor.<sup>57</sup>

Not only did Ms. Banks set the salaries for a number of Mayoral appointees above the salary cap, but Ms. Banks's own salary also exceeded the salary schedule approved by the Council. While serving as Interim Director of the D.C. Department of Human Resources, Ms. Banks received a salary of \$180,000. This amount was 42% above the \$127,000 she earns in her

<sup>55</sup> Exhibit 21 (Testimony of Judy Banks, March 28, 2011, Unofficial Transcript) at 6:18-24.

<sup>56</sup> In an e-mail to Elaine Crider, who was being considered for an Excepted Service appointment in the Department of Health Care Finance, Ms. Banks stated, "[T]he Mayor's chief of staff . . . told me last night [that] the salary was capped at 150, when you asked for 165. I can compromise at 160." Exhibit 55 (E-mail from Judy Banks to Elaine Crider, February 3, 2011).

<sup>57</sup> During her confirmation hearing on March 29, 2011, Cynthia Brock-Smith, Secretary of the District of Columbia, testified that Ms. Banks told her that her salary would be \$140,000. Her predecessor in this position earned \$125,000. Ms. Brock-Smith stated that she did not negotiate her salary. Testimony of Cynthia Brock-Smith, March 29, 2011, Videotape at 1:37.35, available online at [http://oct.dc.gov/services/on\\_demand\\_video/channel13/March2011/03\\_29\\_11\\_GOVOPS.aspx](http://oct.dc.gov/services/on_demand_video/channel13/March2011/03_29_11_GOVOPS.aspx).

permanent position as personnel director for the Washington Convention and Sports Authority, and \$17,000 more than the agency's previous director earned.<sup>58</sup> Ms. Banks testified that Ms. Hall set her salary.<sup>59</sup> Ms. Hall confirmed this account and stated that she did not think that a \$180,000 salary was inappropriate because it was "consistent with the other cabinet members who had been appointed."<sup>60</sup>

Ms. Hall, who as Chief of Staff in the Executive Office of the Mayor, was ultimately responsible for all Excepted and Executive Service hires, also received a salary in excess of the salary limit. She testified that the Mayor himself decided on her salary of \$200,000.<sup>61</sup> In coming to the District government, Ms. Hall took a pay cut from her private sector salary of \$270,000.<sup>62</sup> Ms. Hall explained said that she viewed her salary as reasonable because she understood that several of the top salaries in the previous administration exceeded \$200,000.<sup>63</sup>

In her testimony, Ms. Banks explained why so many members of the Excepted and Executive Services were given excessive salaries. She said that she "was told to place everybody at the cap."<sup>64</sup> Although the maximum salary for the Executive Service is \$179,096, Ms. Banks believed that it was appropriate to offer salaries of \$180,000. In explaining her actions, she displayed a cavalier attitude and stated, "I like to deal in round numbers."<sup>65</sup> What is particularly troubling about this is that regulations codified in the District Personnel Manual state that salaries are to be set "at any amount up to the midpoint range of the grade or pay level for the position."<sup>66</sup> Starting salaries are only to exceed the midpoint in "extraordinary cases."<sup>67</sup> Here, many salaries set by the Gray administration not only exceeded the midpoint of the highest pay grade, but they also surpassed the salary cap and the maximum allowable salary under the law.

Part of the reason why setting salaries above the salary caps did not trouble Ms. Banks and the Gray administration is because they believed that the salary limits were too low. Ms. Banks testified that a number of prime candidates for directorships were not interested in

---

<sup>58</sup> Ms. Banks testified that she was more qualified than the agency's previous director "who had never served as deputy director of personnel for a local or state jurisdiction [and] had never served as director for a state or local jurisdiction." Exhibit 23 (Testimony of Judy Banks, April 29, 2011, Unofficial Transcript) at 4:10-13.

<sup>59</sup> Exhibit 21 (Testimony of Judy Banks, March 28, 2011, Unofficial Transcript) at 28:3-36.

<sup>60</sup> Exhibit 22 (Testimony of Gerri Mason Hall, April 7, 2011, Unofficial Transcript) at 5:19-33. One cannot help but note, however, the very close relationship between these two people. The idea that Ms. Banks was a stranger to the amount that she would ultimately be paid seems fanciful.

<sup>61</sup> Exhibit 22 (Testimony of Gerri Mason Hall, April 7, 2011, Unofficial Transcript) at 11:9-11.

<sup>62</sup> *Id.* at 11:24-29.

<sup>63</sup> *Id.* at 11:13-22.

<sup>64</sup> Exhibit 21 (Testimony of Judy Banks, March 28, 2011, Unofficial Transcript) at 25:20.

<sup>65</sup> Nikita Stewart, "Gray hires more senior staffers than Fenty did, and is paying them significantly more," *Washington Post*, February 20, 2011, available online at <http://www.washingtonpost.com/wp-dyn/content/article/2011/02/19/AR2011021904076.html>.

<sup>66</sup> See 6 DCMR § 1126.7 (a). Salaries are to be set based on a number of factors, including: (1) the appointee's current salary; (2) the appointee's skills beyond the minimum qualifications; (3) the "effect on agency and budget limitations"; (4) the "Market value" of the position; and (5) consideration of any "[i]nternal compensation relationships." *Id.*

<sup>67</sup> To offer a salary above the midpoint, approval must be received from the personnel authority. See 6 DCMR § 1126.7 (b)

working for the District government because they were already earning more than \$200,000 and would be taking a significant pay cut to work for the District.<sup>68</sup>

Ms. Banks testified that, in January 2011, the D.C. Department of Human Resources drafted legislation to add two new pay grades to the Executive Service salary schedule that would permit agency directors to be paid maximum salaries of \$279,000.<sup>69</sup> “When the Mayor made the decision that he was going to hire Ms. Hall, that he was going to pay her \$200,000, the decision was made inside [the agency] that we would have to prepare pay resolutions for both the Executive and Excepted pay services,” said Ms. Banks.<sup>70</sup> Although the Executive was aware that new salary schedules would need to be approved by the Council for the salaries that were being offered to be legal, this legislation was not transmitted to the Council until March 31, 2011, three months after the Mayor was inaugurated and several weeks after the media reported that members of the Gray administration were being paid excessive salaries.<sup>71</sup>

After it was revealed that Gray administration appointees were receiving salaries that exceeded the salary schedules, Ms. Hall told Ms. Banks, “All salaries must be within [the] salary cap.”<sup>72</sup> Shortly thereafter, the salaries of all but four of the Mayoral appointees were reduced to be at the salary cap. The March 31, 2011, bill, introduced by the Executive, would also approve the current salaries of Police Chief Cathy Lanier, \$230,743; Fire Chief Kenneth Ellerbe, \$187,302; D.C. Public Schools Chancellor Kaya Henderson, \$275,000; and Chief Medical Examiner Dr. Marie Pierre-Louis, \$185,000.<sup>73</sup>

The Committee finds particularly troubling the cavalier attitude in which public money was spent in determining salaries. There appears to have been little, if any, regard to negotiating the lowest acceptable salary from appointees.<sup>74</sup> The salary of the person who previously held the position often seemed to be the floor for determining the salary of that person’s successor – even when the predecessor may have been more qualified. Regulations that require salaries to be set no higher than the midpoint of a pay grade except in “extraordinary cases” were routinely ignored. This casual attitude seems to have started at the top with Ms. Banks, who received a 42% increase in salary when she was temporarily overseeing the District’s personnel operations

---

<sup>68</sup> Exhibit 21 (Testimony of Judy Banks, March 28, 2011, Unofficial Transcript) at 6:41-43.

<sup>69</sup> *Id.* at 6:26-39.

<sup>70</sup> Exhibit 23 (Testimony of Judy Banks, April 29, 2011, Unofficial Transcript) at 5:4-6.

<sup>71</sup> See Bill 19-197, the “Executive Service Compensation System Changes, and Pay Schedule Approval Amendment Act of 2011.”

<sup>72</sup> Exhibit 56 (E-mail from Gerri Mason Hall to Judy Banks, March 10, 2011).

<sup>73</sup> See Bill 19-197, the “Executive Service Compensation System Changes, and Pay Schedule Approval Amendment Act of 2011.” On July 11, 2011, the Committee on Government Operations and the Environment approved this legislation, with modifications, and it is scheduled to be considered by the full Council in September 2011. The Committee stripped out those provisions creating new pay grades in the salary schedule for the Executive Service. The Committee further provided that the total compensation for Chief Lanier, Chief Ellerbe, Chancellor Henderson, and Dr. Pierre-Louis will be capped at their current levels and that those salaries shall not be the basis for determining the salaries for their successors. See Report on Bill 19-197, the “Executive Service Compensation Amendment Act of 2011,” Committee on Government Operations and the Environment, July 11, 2011. On July 12, 2011, the Council passed emergency legislation to approve the current salary for Chancellor Henderson. See D.C. Act 19-137, the “Chancellor of the District of Columbia Public Schools Salary Adjustment Approval Emergency Act of 2011.”

<sup>74</sup> The Committee reviewed over 12,000 e-mails sent and received by senior officials in the Gray administration and found only one instance when efforts were made to hold down salary levels.

and helping to hire political appointees. It is particularly disturbing that Ms. Banks in one instance even went so far as to authorize a salary that was higher than what Ms. Hall had approved for a position.<sup>75</sup>

In reviewing thousands of e-mails and examining how salaries were set for a number of employees, there seems to have been no consideration by Ms. Banks, Ms. Hall, or anyone else for safeguarding the public fisc and spending public money judiciously. Well beyond the dollars involved, there appeared to be no recognition or concern that the public, particularly in difficult economic times, might view the generosity of some of these salaries as thoughtless and inappropriate.

**D. Excessive Bonus**

**FINDING 9:            Allen Lew inappropriately received a \$68,750 bonus that was approved by Mayor Fenty in his last week in office and paid by the Gray administration in February 2011.**

In addition to awarding excessive salaries, the Gray administration also approved at least one excessive bonus payment. In order to maintain a balanced budget for Fiscal Years 2010, 2011, and 2012, the Council made deep cuts to programs and services, laid off hundreds of employees, and raised taxes and fees. For these fiscal years, the Council enacted the Bonus and Special Pay Limitation Act, which prohibits the payment of performance bonuses and other special pay, except under certain, limited circumstances. The Council believed that it was inappropriate to pay bonuses to some employees when other employees were being terminated, salaries were being frozen, and agency budgets were being sharply reduced.

Yet, on December 29, 2010, in one of his final acts as mayor, Mayor Adrian Fenty approved a bonus of \$68,750 for Allen Lew, then-Director of the Office of Public Education Facilities Modernization and current City Administrator.<sup>76</sup> This payment included a 10% performance bonus (\$27,500) and a 15% hard-to-fill-position bonus (\$41,250) for Mr. Lew, who was already one of the top earners in the District Government at that time and received a salary of \$275,000.<sup>77</sup> In an apparent attempt to circumvent the Bonus and Special Pay Limitation Act, Mayor Fenty classified Mr. Lew's performance bonus as being for Fiscal Year 2009 – which had ended 15 months earlier.<sup>78</sup> On February 1, 2011, Ms. Banks authorized the Office of the Chief Financial Officer to pay this bonus, which was scheduled for payment on February 4, 2011.<sup>79</sup>

Classifying this bonus, which was paid in Fiscal Year 2011, as a payment for Mr. Lew's performance in Fiscal Year 2009 is dubious, at best, because the bonus was approved and paid

---

<sup>75</sup> See Footnote 56.

<sup>76</sup> As City Administrator, Mr. Lew, whose salary is \$295,000, is the highest paid employee in the District government. His predecessor in the Fenty administration was paid a salary of \$225,000. In his previous position as Director of the Office of Public Education Facilities Modernization, Mr. Lew received a salary of \$275,000. See Exhibit 54 (Mayoral Cabinet Appointments – Salary Comparisons, March 25, 2011).

<sup>77</sup> Exhibit 57 (E-mail from Andrea Robinson to Johnetta Bond and Chris Lacour, January 4, 2011).

<sup>78</sup> *Id.*

<sup>79</sup> Exhibit 58 (E-mails between Johnetta Bond and Judy Banks, February 1, 2011).

more than a year after the end of Fiscal Year 2009. Moreover, although the performance bonus was purportedly for Mr. Lew's work in the Office of Public Education Facilities Modernization during Fiscal Year 2009, the bonus was paid not from the funds of that agency, but from the Fiscal Year 2011 operating budget of the Office of the City Administrator. The fact that Mayor Fenty approved this bonus during his final hours in office further suggests that this payment was not made in the normal course. Altogether, this bonus payment, at minimum, violates the spirit of the Bonus and Special Pay Limitation Act, if not the law itself. That Ms. Banks, acting on behalf of the Gray administration, authorized payment of this bonus makes her and the Gray administration equally responsible for this bonus payment.

#### **E. Other Failures in Hiring Practices**

In addition to hiring relatives and awarding excessive salaries, the Gray administration also violated standard personnel practices, including failing to vet employees, failing to maintain complete records, and failing to publish the list of Excepted Service positions available.

**FINDING 10:      The District government did not complete the required criminal background check of at least one employee – even after the employee disclosed that she had a felony conviction.**

The District government seeks to employ formerly incarcerated persons. Employing returning citizens is important because steady employment reduces recidivism, and many private employers are hesitant to hire convicted felons who lack recent work experience. However, this public policy has to be balanced against ensuring that District government employees do not pose a threat to children and other vulnerable persons. It is for this reason that the Criminal Background Checks for the Protection of Children Act of 2004 requires an employee at a covered agency to complete a criminal background check, unless the employee's position would not put the employee in contact with children.<sup>80</sup>

On January 14, 2011, Cherita Whiting was offered an Excepted Service position as a Special Assistant in the Department of Parks and Recreation, an agency that is a covered agency under the Background Checks law. The Act's implementing regulations state that employees involved in "[r]ecreational activities" are to be checked.<sup>81</sup> However, Ms. Whiting was never subject to a background check. Moreover, Ms. Whiting noted on her DC-2000 job application form that she had been convicted of a felony within the previous 10 years.<sup>82</sup> Judy Banks, then-Interim Director of the D.C. Department of Human Resources, testified that she raised the issue of Ms. Whiting's criminal history to Gerri Mason Hall, who was responsible for all Excepted and Executive Service hires in her role as Chief of Staff in the Executive Office of the Mayor.<sup>83</sup> Ms.

---

<sup>80</sup> See D.C. Code § 4-1501.01 *et seq.*

<sup>81</sup> 6 DCMR § 416.1 (b).

<sup>82</sup> The Committee has reviewed Ms. Whiting's criminal history, which is limited to non-violent offenses unrelated to children. The most recent offense occurred almost 10 years before Ms. Whiting was placed in the Department of Parks and Recreation. Although it is likely that Ms. Whiting would have passed a criminal background check, the Executive still had an obligation to complete the background investigation.

<sup>83</sup> Exhibit 21 (Testimony of Judy Banks, March 28, 2011, Unofficial Transcript) at 15:25-39.

Hall told Ms. Banks to proceed with processing the hiring of Ms. Whiting.<sup>84</sup> In March 2011, after it was revealed that District government employees were not being properly vetted, Mayor Gray required that all members of the Excepted and Executive services be subject to background checks.<sup>85</sup>

**FINDING 11:            The D.C. Department of Human Resources failed to maintain accurate and complete records on all Excepted Service employees.**

Persons hired by the District government are required to submit an application form, formally known as DC Standard Form 2000 or, more simply, “DC-2000.”<sup>86</sup> This form includes the applicant’s work history, previous salary information, educational background, and other relevant information, including whether the applicant is eligible for a veteran’s or residency preference. This form is required to be filed in an employee’s Official Personnel Folder.<sup>87</sup> Because persons appointed to the Excepted Service are often selected based on their resumes alone, Ms. Banks testified that DC-2000 forms are typically completed on the day that employees attend their job orientation.<sup>88</sup> However, the Executive did not have current DC-2000 forms on file for all Excepted Service employees. After the Committee began its investigation, these forms were “updated” by some employees in March 2011, according to Ms. Banks, presumably because these employees were never required to complete DC-2000 forms when they were hired or their forms were incomplete or missing.<sup>89</sup> At least one Excepted Service employee, Peyton Brooks, never submitted a DC-2000 form, while the form for another Excepted Service employee, Cherita Whiting, was never signed.<sup>90</sup> Moreover, e-mails show that persons were placed in Excepted Service positions before the position descriptions that describe the qualifications, duties and responsibilities for the job were created.<sup>91</sup>

**FINDING 12:            The District government failed to publish the positions classified in the Excepted Service and the names of persons appointed to those positions, as required by law.**

---

<sup>84</sup> *Id.* at 13:7-9.

<sup>85</sup> See “Mayor Gray Orders Top Down Review of All Excepted Service Appointees,” Press Release, Executive Office of the Mayor, March 3, 2011, available online at <http://www.dc.gov/DC/Mayor/About+the+Mayor/News+Room/Mayor+Gray+Orders+Top+Down+Review+of+All+Excepted+Service+Appointees>.

<sup>86</sup> The DC-2000 form is available online at <http://www.dchr.dc.gov/dcop/cwp/view,a,1216,q,589543.asp>.

<sup>87</sup> See DC Standard Form 1258 (stating that a DC-2000 form “MUST be filed” in an employee’s Official Personnel Folder (emphasis in original)).

<sup>88</sup> Exhibit 21 (Testimony of Judy Banks, March 28, 2011, Unofficial Transcript) at 23:18-23.

<sup>89</sup> *Id.* at 26:7. An e-mail to Ms. Banks from her agency’s administrative officer expressed frustration at being unable to find Sulaimon Brown’s personnel folder. She wrote that the D.C. Department of Human Resources file room “is simply a mess [with] files all [over] the place,” suggesting that the District’s personnel files were in disarray. Exhibit 59 (E-mail from LaVerne Harvey-Johnson to Judy Banks, February 24, 2011).

<sup>90</sup> Exhibit 21 (Testimony of Judy Banks, March 28, 2011, Unofficial Transcript) at 19:42-45 – 20:1-3.

<sup>91</sup> On February 23, 2011, Ms. Banks told Linda Wharton-Boyd, Director of Communications, Executive Office of the Mayor, that the position description for Sulaimon Brown was being “fine-tun[ed],” even though his employment began on January 31, 2011. Exhibit 71 (E-mail from Judy Banks to Linda Wharton-Boyd, February 23, 2011).

In creating the Excepted Service, the Council required the District government to publish, in the *D.C. Register*, a list of positions classified in the Excepted Service, including “a complete statement of position qualifications, standards, and the proposed salary range for each position.”<sup>92</sup> Within 45 days of appointing someone to the Excepted Service, the employee’s name is to also be published in the Register.<sup>93</sup> Despite appointing several dozen Excepted Service employees, the Executive has failed to formally disclose who these persons are and what positions they fill. Previous administrations also apparently ignored this requirement.

## **F. Allegations of Sulaimon Brown**

Incumbent Mayor Adrian M. Fenty and Vincent C. Gray, then-Chairman of the Council of the District of Columbia, were the two leading candidates in District of Columbia’s 2010 Mayoral election. Other minor candidates qualified for the mayoral election, including Sulaimon Brown. Mr. Brown began his campaign in summer 2009 and often attracted attention by sharply criticizing Mayor Fenty. Mr. Brown alleges that in June 2010 members of the Gray campaign asked him to continue campaigning and attacking Mayor Fenty in exchange for money during the campaign and the promise of a job in the Gray administration. Evidence shows that Mr. Brown talked on numerous occasions with Gray campaign officials and with Mayor Gray himself. Financial records demonstrate that Mr. Brown received money from one or more senior officials in the Gray campaign. Actions taken by the Gray administration once in office strongly suggest that Mr. Brown was indeed promised a job.

### Payments

**FINDING 13: Sulaimon Brown received at least \$1,160 from Howard Brooks during the campaign. The only evidence to suggest that Mayor Gray was aware of these payments is Mr. Brown’s own testimony, which the Committee does not find credible.**

Although the Committee does not know the nature of the initial contacts between Sulaimon Brown and Mayor Gray, the record establishes that in June 2010, Mayor Gray told Mr. Brown to talk to with Lorraine Green, chairperson of the Gray campaign. After first speaking with each other, Mr. Brown and Ms. Green met in a café in Union Station on July 24, 2010.<sup>94</sup> At the meeting, Mr. Brown asked for a job in the Gray administration for himself and his brother with salaries above \$100,000. In exchange, he offered to provide information about the Fenty

---

<sup>92</sup> See D.C. Code § 1-609.03 (c).

<sup>93</sup> *Id.*

<sup>94</sup> Exhibit 25 (Testimony of Sulaimon Brown, June 6, 2011, Official Transcript) at 12:9-12, 13:11-14, 16:8-10. Mr. Brown provided very specific details about meeting Lorraine Green for the first time. He said that this occurred during a campaign event at 8:35 p.m. on Wednesday, June 23, 2010, at the Blackburn Center at Howard University. *Id.* at 11:12-18. Mr. Brown said that they spoke again the next morning by phone and agreed to meet later that day at Union Station. Amtrak informed the Committee that no video recordings at Union Station for this date and time exist because video recordings are only maintained for a few months and are subsequently reused.

campaign and its activities.<sup>95</sup> The testimony of both Mr. Brown and Ms. Green confirms this account, except that Ms. Green disputed whether the information provided by Mr. Brown was valuable.<sup>96</sup>

Where Mr. Brown and Ms. Green's accounts of this meeting markedly differ is with his second request. Mr. Brown testified that he also asked for money for "campaign, gas, and food expenses."<sup>97</sup> At the meeting, Mr. Brown said that Ms. Green then gave him \$750 in cash and asked him to continue attacking Mayor Fenty.<sup>98</sup> Ms. Green stated that she never gave Mr. Brown any money for any purpose.<sup>99</sup>

According to Mr. Brown, he met with Ms. Green at Union Station a second time.<sup>100</sup> On this occasion, he said, Ms. Green was in a car in front of Union Station and introduced him to Howard Brooks, a senior Gray campaign official.<sup>101</sup> Mr. Brown claims that Ms. Green handed him an envelope containing cash and multiple money orders through the car window and told him that he would be dealing with Mr. Brooks in the future.<sup>102</sup>

During summer 2010, Mr. Brown alleges that he again met with Mr. Brooks, and that Mr. Brooks continued to provide him with cash and money orders. In contrast to the very detailed accounts of his first two meetings, Mr. Brown could not say how many times he met Mr. Brooks or many of the details of these meetings.<sup>103</sup> Mr. Brown testified that Mr. Brooks gave him three blank money orders for \$100, \$100, and \$25 on June 28, 2010.<sup>104</sup> He further stated that on another occasion Mr. Brooks gave him "five more money orders for \$25, \$100, \$100, \$100, and

---

<sup>95</sup> *Id.* at 17:8-14. Exhibit 24 (Testimony of Lorraine Green, May 13, 2011, Unofficial Transcript) at 2:22-25. Mr. Brown claimed that Ms. Green told him that she spoke for Mayor Gray and that she asked him what he wanted. Exhibit 25 (Testimony of Sulaimon Brown, June 6, 2011, Official Transcript) at 17:2-14.

<sup>96</sup> Exhibit 24 (Testimony of Lorraine Green, May 13, 2011, Unofficial Transcript) at 2:9, 3:4-6, 31:38-39. Mr. Brown testified that he provided valuable assistance to Mayor Gray during the campaign. He said that he gave the campaign information, coined a phrase – "Go Brown, go Gray, go any color but Fenty" – and would use his time during campaign debates to attack Mayor Fenty and defend Mayor Gray. Exhibit 25 (Testimony of Sulaimon Brown, June 6, 2011, Official Transcript) at 60:3-22 – 61:1-22. Mr. Brown claimed that he was in a unique position to help Mayor Gray because he previously worked for Mayor Fenty and was one of his running partners. *Id.* at 72:14-22. Ms. Green disputed Mr. Brown's value to the Gray campaign. She stated that Mr. Brown did not help the campaign. His attacks on Mayor Fenty, she said, "did not appeal to the people we were trying to attract and it was not something that we sanctioned." Exhibit 24 (Testimony of Lorraine Green, May 13, 2011, Unofficial Transcript) at 16:3-6.

<sup>97</sup> Exhibit 25 (Testimony of Sulaimon Brown, June 6, 2011, Official Transcript) at 17:8-14.

<sup>98</sup> *Id.* at 14:1-5, 17:20-22. Mr. Brown stated that the envelope had "\$750" written on it. *Id.* at 241:16-22.

<sup>99</sup> Exhibit 24 (Testimony of Lorraine Green, May 13, 2011, Unofficial Transcript) at 16:18-20.

<sup>100</sup> Exhibit 25 (Testimony of Sulaimon Brown, June 6, 2011, Official Transcript) at 28:14-22. Despite Mr. Brown's ability to prove specific details about the date and time of the first meeting, Mr. Brown was unable to provide a date or time for this second meeting.

<sup>101</sup> Although he did not know the date or time, Mr. Brown provided other details about the location of this second meeting. He testified that Ms. Green was seated in the front passenger side of a gray Volkswagen that was parked in the service lane in front of Union Station. He said that Mr. Brooks was seated in the driver's seat. *Id.* at 28:14-22 – 29:1-20. The Committee searched the motor vehicle registration databases for the District, Maryland and Virginia and found no evidence that Ms. Green, Mr. Brooks, or Mr. Brooks' son had registered a Volkswagen.

<sup>102</sup> *Id.* at 29:5-14, 223:4-7.

<sup>103</sup> *Id.* at 41:10-16.

<sup>104</sup> *Id.* at 41:19-21, 246:20-22 – 247:1-3.



\$335” that were already filled out to him.<sup>105</sup> Mr. Brown stated that on July 24, 2010, Mr. Brooks placed an envelope full of cash in his “coat lapel pocket.”<sup>106</sup> Mr. Brown said that on August 2, 2010, he received two additional money orders for \$500 each from Mr. Brooks “with instructions from Vincent Gray to put the heat on Fenty because we had to win Ward 4.”<sup>107</sup>

Mr. Brown was more specific in his recollection of August 4, 2010. On that day, Mr. Brown alleges, he received money from the Gray campaign following the Ward 4 debate at a celebration held at Eatonville restaurant. Mr. Brown stated that Mayor Gray thanked him for his help at the Ward 4 debate and said, “I think Howard has something for you,” at which point Mr. Brooks gave him two money orders, one for \$500 and one for \$150, and several hundred dollars in cash.<sup>108</sup>

In sum, Mr. Brown testified that he received at least 12 money orders valued at over \$2,535 plus multiple gifts of cash totaling at least \$750.<sup>109</sup> Mr. Brown also alleged that at least some of the funds that he received were actually contributions to the Gray for Mayor campaign. According to Mr. Brown, Lorraine Green told him that the Gray campaign received certain contributions that could not be reported to the Office of Campaign Finance because they lacked the name of the contributors. In these cases, Mr. Brown claimed that the Gray campaign would give him the cash and blank checks.<sup>110</sup> Mr. Brown testified that only he, Mayor Gray, Ms. Green, Mr. Brooks, and a friend of his whose first name is “Bernice” and whose last name he was unable to recall were aware of what happened.<sup>111</sup>

From June 2010 through the September 2010 primary election, Mr. Brown had frequent phone conversations with Mayor Gray, Ms. Green, and Mr. Brooks.<sup>112</sup> Phone records show that Mr. Brooks called Mr. Brown 10 times during summer 2010. Most of these phone calls lasted

---

<sup>105</sup> *Id.*

<sup>106</sup> *Id.* at 54:22 – 55:1-3.

<sup>107</sup> *Id.* at 42:20-22 – 43:1-20.

<sup>108</sup> *Id.* at 52:14-22 – 53:1-17.

<sup>109</sup> During his testimony, Mr. Brown claimed to have copies of some of these money orders, however, he declined to provide these copies to the Committee. Therefore, the Committee issued a subpoena to Mr. Brown directing him to provide copies of these money orders to the Committee. Mr. Brown has yet to comply with this subpoena.

<sup>110</sup> *Id.* at 131:8-14. After Mr. Brown’s testimony, the *Washington Post* reported that the Gray campaign improperly received cash donations in excess of the \$25 statutory limit, converted that cash into money orders, and falsely listed the contributors on campaign finance reports. See Nikita Stewart, “Vincent Gray campaign accepted cash donations above legal limit, review shows,” *Washington Post*, July 18, 2011, available online at [http://www.washingtonpost.com/local/dc-politics/2011/07/14/gIQAQMqPMI\\_story.html](http://www.washingtonpost.com/local/dc-politics/2011/07/14/gIQAQMqPMI_story.html). These allegations are similar to Mr. Brown’s claim that the money that he received from Lorraine Green and Howard Brooks came from donations to the Gray campaign that lacked sufficient detail to be appropriately reported to the Office of Campaign Finance. This further supports Mr. Brown’s allegations that Mr. Brooks and other persons associated with the Gray campaign paid him money.

<sup>111</sup> Exhibit 25 (Testimony of Sulaimon Brown, June 6, 2011, Official Transcript) at 129:9-11. The Committee has not been able to determine if there is a “Bernice” and, if so, who she is. Mr. Brown provided no further details about her.

<sup>112</sup> Mr. Brown provided copies of his phone records to the *Washington Post*. See Nikita Stewart, “Former mayoral candidate Sulaimon Brown says he struck a job deal with Vincent Gray campaign,” *Washington Post*, March 6, 2011, available online at: <http://www.washingtonpost.com/wp-dyn/content/article/2011/03/05/AR2011030504378.html>. Mayor Gray, Ms. Green, and Mr. Brooks have not disputed these phone records. The Committee has issued a subpoena to Mr. Brown directing him to provide copies of these phone records to the Committee. Mr. Brown has yet to comply with this subpoena.

under two minutes. Mr. Brown told the media that Mr. Brooks would call him and tell him when he had money to give him.

Ms. Green testified that she did not give Mr. Brown any money.<sup>113</sup> However, upon advice of counsel, Ms. Green declined to answer whether she knew if Mr. Brooks had given Mr. Brown any funds. The Committee issued a subpoena to Mr. Brooks who, through counsel, asserted his Fifth Amendment privilege against self-incrimination and declined to answer any questions from the Committee.

Bank records for the Sulaimon Brown for Mayor campaign show that five money orders were deposited on July 2, 2010: one for \$25, three for \$100, and, and one for \$335.<sup>114</sup> The number and amounts of these money orders match the description of one set of money orders that Mr. Brown claims to have received from Mr. Brooks. Moreover, the media reported that the names and addresses listed on these five money orders match those of relatives of Mr. Brooks. The relatives claimed that they never donated to Mr. Brown's campaign.<sup>115</sup> Bank records further show that a \$500 money order was deposited into Mr. Brown's campaign account on August 2, 2010, which is the same day that Mr. Brown claims to have received two \$500 money orders from Mr. Brooks.<sup>116</sup>

Mr. Brown testified that he needed this money to continue his campaign. As of June 7, 2010, his campaign's bank account had a balance of negative \$276.83.<sup>117</sup> The Office of Campaign Finance audited Mr. Brown's account and told him that he could not have a negative balance. Mr. Brown stated that he told Ms. Green, "I need money to cover this. If you want me to stay in the race, then this is what I'm going to have to cover."<sup>118</sup>

Ms. Green challenged Mr. Brown's claim that he was planning to exit the race. "[H]e had gone to all that trouble to collect all the signatures [to be added to the ballot], and I don't find it plausible that he was going anywhere. . . . [I]t's not as if he had another job he had to do – this was his job, running for Mayor. . . . He seemed like he was having a grand old time of being a candidate for Mayor."<sup>119</sup>

There is clear evidence that Mr. Brown received money from persons associated with the Gray campaign. Bank records corroborate Mr. Brown's claim that he received at least \$1,160 in money orders from Mr. Brooks. Yet, there is no evidence, other than Mr. Brown's own testimony, to substantiate his additional claims that he received thousands of dollars from Mr. Brooks and that Mayor Gray personally approved these payments. In this regard, Mr. Brown's credibility is undercut by (1) his tendency to exaggerate, seek the limelight, and embellish his

---

<sup>113</sup> Exhibit 24 (Testimony of Lorraine Green, May 13, 2011, Unofficial Transcript) at 16:18-20.

<sup>114</sup> Exhibit 60 (Account Statements and Money Orders from Bank of America).

<sup>115</sup> Nikita Stewart, "Sulaimon Brown releases money orders he says he got from Gray campaign consultant," *Washington Post*, June 4, 2011, available online at [http://www.washingtonpost.com/local/politics/sulaimon-brown-produces-money-orders-he-says-he-got-from-gray-campaign-consultant/2011/06/03/AGDvi4IH\\_story.html](http://www.washingtonpost.com/local/politics/sulaimon-brown-produces-money-orders-he-says-he-got-from-gray-campaign-consultant/2011/06/03/AGDvi4IH_story.html).

<sup>116</sup> Exhibit 60 (Account Statements and Money Orders from Bank of America).

<sup>117</sup> *Id.*

<sup>118</sup> Exhibit 25 (Testimony of Sulaimon Brown, June 6, 2011, Official Transcript) at 100:16-22 – 101:2-7.

<sup>119</sup> Exhibit 24 (Testimony of Lorraine Green, May 13, 2011, Unofficial Transcript) at 16:9-10.

story for dramatic effect<sup>120</sup>; (2) his refusal to cooperate with the Committee; (3) his motive to seek revenge for his firing; (4) his selective recollection of details<sup>121</sup>; (5) his erratic behavior; and (6) his criminally false statement before the Committee.<sup>122</sup> Much of Mr. Brown's testimony appears to be unreliable, unsubstantiated, and exaggerated. In contrast to Mr. Brown, the testimony of Ms. Green, who also had a clear self-interest to protect herself in disclaiming any knowledge of payments or promises of a job to Mr. Brown, appeared coherent and credible. Therefore, the Committee does not credit Mr. Brown's claims that have no support other than his own allegations. The Committee credits Ms. Green's testimony.

The Committee concludes that Mr. Brooks gave Mr. Brown at least \$1,160 during the Mayoral campaign. The Committee also concludes that while Ms. Green may have had knowledge of Mr. Brooks' payments to Mr. Brown, there is insufficient evidence that she was involved in the payments themselves.<sup>123</sup> The Committee further concludes that there is insufficient evidence to link Mayor Gray to the payments or knowledge about them.

*Promise of a Job*

**FINDING 14:      The extraordinary actions taken by Gerri Mason Hall and Lorraine Green to find a job for Sulaimon Brown buttresses the conclusion that the Gray campaign promised him a job.**

Gerri Mason Hall, then-Chief of Staff in the Executive Office of the Mayor, hired Sulaimon Brown in the District government. Ms. Hall testified that she acted on her own volition and denied knowing of any promises made to Mr. Brown:

I handled the hiring of Sulaimon Brown. But let me be clear: at no time did he or anyone else suggest to me that an arrangement had been made to hire him. The first I heard of his alleged "deal" was in the press. Neither the Mayor nor anyone else directed me to hire or find a position for Mr. Brown.<sup>124</sup>

---

<sup>120</sup> Throughout Mr. Brown's testimony there are repeated instances of gross exaggerations. For instance, Mr. Brown insisted that his phone calls with Mayor Gray and senior campaign officials lasted "thousands of hours," which seems implausible, and that he received "thousands" of dollars from Ms. Green and Mr. Brooks when bank records show that only \$1,160 was deposited in Mr. Brown's campaign account and Mr. Brown, through repeatedly requested to do so, has offered no evidence that any other payments were received. Mr. Brown also testified that prior to entering the Mayoral race that he worked for President Obama. There is no evidence to corroborate this claim. Exhibit 25 (Testimony of Sulaimon Brown, June 6, 2011, Official Transcript) at 97:3-11.

<sup>121</sup> Although Mr. Brown provided very detailed descriptions of date, time, location, and circumstances of the first two meetings at Union Station at which he claimed to have received funds, Mr. Brown was unable to provide almost any details about the alleged subsequent meetings and exchange of cash and money orders. *See id.* at 244.

<sup>122</sup> *See* Page 37.

<sup>123</sup> The Committee was unable to examine all of the principal actors, including Howard Brooks, who asserted a Fifth Amendment privilege against self-incrimination and declined to testify before the Committee. On advice of counsel, Ms. Green declined to answer questions regarding her knowledge of Mr. Brooks' actions.

<sup>124</sup> Exhibit 33 (Statement of Gerri Mason Hall, April 7, 2011).

She stated that the Mayor told her that “he definitely would have considered Mr. Brown for a position, but at no time did he guarantee or make any deal with him.”<sup>125</sup> Ms. Hall noted that Mr. Brown had called her repeatedly and Ms. Hall explained her decision to hire Mr. Brown as follows:<sup>126</sup>

To be honest, Mr. Brown was very aggressive in his pursuit of employment, and he was always around the Mayor, and I made the decision to remove that distraction. I arranged for him to sit down with me and discuss his interest in employment. . . . To alleviate his persistence I had him come down to meet with me, and in the course of that conversation I did not see it as such a big deal to assist him in obtaining employment.<sup>127</sup>

Yet, Ms. Hall’s testimony directly conflicts with (1) the testimony of Mr. Brown and Ms. Green, (2) actions taken by the transition team to vet Mr. Brown, (3) a conversation between Ms. Green and Ms. Hall, and (4) text messages and phone calls between Mr. Brown and the Gray campaign. In total, the evidence strongly supports the conclusion that Mr. Brown was promised a job in the Gray administration.

Despite Ms. Hall’s claim that she knew of no promises made to Mr. Brown, both Mr. Brown and Ms. Green acknowledged that the Gray campaign made a promise to Mr. Brown – either for an interview or a job. Mr. Brown claims that he was promised not only an interview, but also a job. Ms. Green said that she discussed Mr. Brown’s request for a job with Mayor Gray in June or July 2010 and that Mayor Gray told her that he had promised Mr. Brown an interview – and only an interview.<sup>128</sup>

There is significant evidence to support the conclusion that Mr. Brown was promised a job in the Gray administration, or at least given a promise that could fairly be construed as a job offer. Before Mayor Gray took office, his transition team took the unusual step of conducting a background check on Mr. Brown and a handful of other persons being considered for Mayoral appointments. The transition team hired an outside firm to perform these background investigations and paid for this service. Ms. Green testified that in December 2010 she requested

---

<sup>125</sup> Exhibit 22 (Testimony of Gerri Mason Hall, April 7, 2011, Unofficial Transcript) at 15:17-23. According to Ms. Hall, Mayor Gray first learned that Mr. Brown had been placed at the Department of Health Care Finance during an agency staff meeting that he attended. Ms. Hall testified that when the Mayor returned to the office after the meeting:

[H]e said “I saw Sulaimon Brown at the Health Care Finance agency,” and I said yes. And he said, “Did you know he worked there?” And I said, “Yes, I facilitated that. He’s in an auditing position.” I said, “Is there a problem,” and he said, “No, I just was surprised to see him.” And that was the extent of that conversation. *Id.* at 14:43-46 – 15:1-5.

<sup>126</sup> *Id.* at 14:25-28.

<sup>127</sup> *Id.* at 3:36-44 – 4:1-5.

<sup>128</sup> Exhibit 24 (Testimony of Lorraine Green, May 13, 2011, Unofficial Transcript) at 6:10-13, 10:26-29, 13:43-45, 32:20-22.

a background check on Mr. Brown and 30 to 40 other likely high-level Mayoral appointees.<sup>129</sup> She explained that Mr. Brown was one of the people that “the Mayor wanted . . . interviewed” for positions in the administration, including “some positions that would warrant a background investigation, like cabinet positions and the Mayor’s personal staff.”<sup>130</sup> It would seem odd for the Gray transition to spend funds to vet Mr. Brown if there was not the expectation that he would be placed in the Gray administration.

Ms. Hall also testified that she spoke with Ms. Green regarding Mr. Brown in late December 2010. Ms. Hall’s notes from that conversation include a notation that she should speak to the Mayor about Sulaimon Brown “regarding reaching out for a position.”<sup>131</sup> Ms. Green said that during this conversation Ms. Hall “asked if she should interview Sulaimon Brown and I said she should.”<sup>132</sup> Around the same time, Mr. Brown testified that Ms. Hall called him to introduce herself and told him that the Mayor wished to offer him a position in the new administration.<sup>133</sup>

Text messages between Mr. Brown and Mayor Gray in late November 2010 strongly suggest that he was promised a job in the Gray administration:<sup>134</sup>

*Mr. Brown to Mayor Gray:*

Also, what exactly is my job going to be in Janurary [sic]? . . . My position is simple. Do we still have an agreement and will it be honored? My brother and I are counting on you to keep your word

. . .

---

<sup>129</sup> *Id.* at 5:12-29. Ms. Green testified that conducting a background check on Mr. Brown was not unusual. “Everyone that I came in contact with who was going to be brought into the administration that I knew of during the campaign, I asked to have a background investigation done on.” *Id.* at 9:10-11.

<sup>130</sup> *Id.* at 5:33-38.

<sup>131</sup> Exhibit 22 (Testimony of Gerri Mason Hall, April 7, 2011, Unofficial Transcript) at 19:1-30.

<sup>132</sup> Exhibit 24 (Testimony of Lorraine Green, May 13, 2011, Unofficial Transcript) at 7:29-30. Ms. Green had a falling out with Mr. Brown shortly after the General Election. On November 29, 2010, according to Ms. Green, Mr. Brown called her and “asked loudly why he had not been appointed yet as Deputy Mayor of Finance at \$185,000, which he said I promised him.” *Id.* at 4:13-21, 8:1-12. A loud argument ensued. During their December 2010 conversation, Ms. Green told Ms. Hall that she had a falling-out with Mr. Brown, but that her falling-out with Mr. Brown “was no reason to back out on what the Mayor-Elect had agreed to [but] maybe she should check with him to be sure.” *Id.* at 4:19-21. Despite her note that she should talk to Mayor Gray about Mr. Brown, Ms. Hall testified that she did not discuss Mr. Brown with the Mayor. Exhibit 22 (Testimony of Gerri Mason Hall, April 7, 2011, Unofficial Transcript) at 8:24-26.

<sup>133</sup> Exhibit 25 (Testimony of Sulaimon Brown, June 6, 2011, Official Transcript) at 123:3-9. At the inauguration, Mr. Brown stated that he spoke briefly to the Mayor who said that Mr. Brown was going to get a job and that he should not “fuck it up.” *Id.* at 124:3-10.

<sup>134</sup> Mr. Brown provided these text messages to the *Washington Post*. See Nikita Stewart, “Former mayoral candidate Sulaimon Brown says he struck a job deal with Vincent Gray campaign,” *Washington Post*, March 6, 2011, available online at: <http://www.washingtonpost.com/wp-dyn/content/article/2011/03/05/AR2011030504378.html>. Mayor Gray has not disputed the contents of these messages. The Committee has issued a subpoena to Mr. Brown directing him to provide copies of these messages to the Committee. Mr. Brown has yet to comply with this subpoena.

Mr. Brown to Mayor Gray:

If I sound upset. I am. Because without me. All of us would be packing our bags right now. My effort on the campaign made the difference between winning and loosing [sic]. I was clear from the beginning what I wanted, which is not much for what I put in.

Mayor Gray to Mr. Brown:

I find this unbelievable!!! This is an outrageous insult and I resent you sending me something as inflammatory and off-base as this.

Mr. Brown to Mayor Gray:

Lorain [sic] told me I was not part of your campaign. Imagine that . . . That was an insult . . . I resent the whole conversation with her and after what I've done for you. That was outrageous. . . . Good luck!

Mayor Gray to Mr. Brown:

Your position is an outrage. I am not even in office yet. The things you said are outrageous and there is no excuse for that. You know as well as I do that . . . we did not renege on any commitments to you. You know and we know what agreements had been reached. And none has been breached.

Mr. Brown to Mayor Gray:

Has our friendship ended?

Mayor Gray to Mr. Brown:

I have told you and Lorraine has told you we intend to carry out our commitment. Yet, nothing we say ever seems enough.

In these text messages, Mayor Gray confirmed that “commitments” and “agreements” were made with Mr. Brown. These messages also suggest that whatever was promised to Mr. Brown was to occur after Mayor Gray took office, which is consistent with the promise of an interview or job in the Gray administration. In addition to text messages, from June to September 2010, there were more than 29 phone calls between Mr. Brown and Mayor Gray, Ms. Green, and Mr. Brooks.<sup>135</sup> On the evening of July 15, 2010, Mr. Brown had a series of phone calls with both Mayor Gray and Ms. Green that lasted 17 minutes and 19 minutes, respectively. Mr. Brown said that the Mayor promised him a job in his administration and told him, “You’re in now, and you can’t turn back.” He said that they also discussed strategies on attacking Mayor Fenty.<sup>136</sup>

---

<sup>135</sup> Similarly, Mr. Brown provided these phone records to the *Washington Post*. He has yet to produce them to the Committee pursuant to the subpoena that it issued.

<sup>136</sup> Exhibit 25 (Testimony of Sulaimon Brown, June 6, 2011, Official Transcript) at 36:3-22 – 37:1-22, 38:1-16.

Once in office, Ms. Hall took swift action to place Mr. Brown in the District government.<sup>137</sup> Mr. Brown met with Ms. Hall and told her that he would like to be placed in what he believed to be a vacant position in the Office of the Inspector General. On January 14, 2011, Ms. Hall called Charles Willoughby, Inspector General, and asked him to interview Mr. Brown. The next business day, Mr. Brown met with Mr. Willoughby, who explained that the position Mr. Brown believed was available had actually been filled and that there were no open positions in his office.<sup>138</sup> Mr. Brown relayed this information to Ms. Hall. Shortly thereafter, she appointed Mr. Brown to a position in the Excepted Service as a Special Assistant in the Department of Health Care Finance. The Committee finds particularly striking that the position description for this job was not finalized until late February 2011 – more than 3 weeks after Mr. Brown began working for the District government.<sup>139</sup> This means that when Mr. Brown was hired the document that should set forth the qualifications, duties, and responsibilities of the position had not yet been completed.

The Committee concludes that Ms. Green's acknowledgment that a promise was made to Mr. Brown combined with the transition team's decision to vet Mr. Brown, Ms. Hall's note from her conversation with Ms. Green, and communications between Mr. Brown and the Gray campaign strongly establish that Mr. Brown was either explicitly promised a job or that he was made a promise that reasonably would be understood as a promise of a job in the Gray administration.

### Qualifications

**FINDING 15:**            **Sulaimon Brown was unqualified for his position as a Special Assistant in the Department of Health Care Finance and received a salary beyond what could legitimately be deemed reasonable.**

Ms. Hall placed Mr. Brown as a Special Assistant in the Department of Health Care Finance at a salary of \$110,000.<sup>140</sup> She interviewed Mr. Brown for this position and said that Mr. Brown “did not present poorly.” She said that they discussed his qualifications and the audits he conducted previously, and “spoke at length about his alliance with the Mayor’s vision.”<sup>141</sup> Ms. Hall believed that Mr. Brown was qualified for this job because it was an “auditor-type position” and he had experience as an auditor.

However, it appears that no one in the Gray administration made the effort to check Mr. Brown’s qualifications as an auditor or investigate the veracity of his resume and his DC-2000

---

<sup>137</sup> Mr. Brown said that he asked about a position at the Office of the Inspector General, based on Mr. Brooks’ advice that, “If you do the legwork [in finding a position], you’ll probably get placed quicker.” *Id.* at 111:6-7.

<sup>138</sup> Ms. Green said that Mr. Brown’s meeting with Mr. Willoughby did not fulfill the Mayor’s promise of an interview because “it can’t be [considered] an interview if there was no position [available].” Exhibit 24 (Testimony of Lorraine Green, May 13, 2011, Unofficial Transcript) at 15:22-25.

<sup>139</sup> According to Ms. Banks, that the position description for Mr. Brown’s position was being “fine-tun[ed]” on February 23, 2011. Exhibit 71 (E-mail from Judy Banks to Linda Wharton-Boyd, February 23, 2011).

<sup>140</sup> Exhibit 22 (Testimony of Gerri Mason Hall, April 7, 2011, Unofficial Transcript) at 9:19-28.

<sup>141</sup> *Id.* at 8:43-44, 23:33-36.

job application form.<sup>142</sup> If they had, they would have discovered that Mr. Brown did not last long at jobs, provided false information on his job application form, and had been fired from multiple accounting firms.

The resume that Mr. Brown submitted to Ms. Hall lists a series of former employers, but provides no dates of employment. This omission masks the fact that his employment frequently lasted just a couple of months at each firm. He provided more details about his work experience on his DC-2000 job application form that was submitted after he was hired. The Committee contacted several of Mr. Brown's former employers, who contradicted Mr. Brown's claims about his employment history. For example, Mr. Brown claimed on his DC-2000 form that he worked at Lutz and Carr, LLP, a New York accounting firm, from October 2007 to March 2008 at a salary of \$70,000. Lutz and Carr confirmed that Mr. Brown was hired by the firm on October 15, 2007, but told the Committee that Mr. Brown was fired in January 2008 and that his salary was actually \$50,000.<sup>143</sup> On his DC-2000 form, Mr. Brown also stated that prior to being hired by the District government his last employment was from July 2008 through December 2008 at the New Jersey accounting firm of Patrizio and Zaho, LLC. However, this information proved to be untrue as well. Patrizio and Zaho reported to the Committee that Mr. Brown was hired on July 14, 2008, and fired on September 15, 2008.<sup>144</sup> Although Mr. Brown stated that his salary was \$80,000, the firm reported that his salary was \$70,000.<sup>145</sup>

Along with Mr. Brown's poor work history, his credit report raises serious questions about whether he is qualified to serve as an auditor responsible for safeguarding public money. His credit report shows five accounts in collection totaling nearly \$30,000 in outstanding debt. The report also states that a bank had discharged an older automobile loan and that other credit card debt had been deemed "uncollectable." The investigator concluded that Mr. Brown's "payment history is rated as poor." The Gray administration was aware of Mr. Brown's credit history. A week before Mr. Brown started his job in the District government, Ms. Green e-mailed Mr. Brown's credit report to Ms. Hall. It seems inconceivable that someone with a credit history as poor as Mr. Brown's would be qualified as an auditor in a finance agency that is responsible for managing hundreds of millions of dollars in public funds.

Additionally, there seems to be little justification for setting Mr. Brown's salary at \$110,000, other than it was in the range that Mr. Brown asked Ms. Green for during their first meeting in Union Station in June 2010.<sup>146</sup> Not only does Mr. Brown appear to have been unemployed for the two years prior to being hired by the District, but the evidence in the record suggests that the highest salary that Mr. Brown had ever previously earned was \$70,000. Therefore, a salary of \$110,000 reflects a nearly 60% increase from his highest previous salary.

As should have been expected, Mr. Brown's experience as an employee of the District government was troubled. Mr. Brown said that he received accolades for his work.<sup>147</sup> However,

---

<sup>142</sup> Exhibit 61 (Cover Letter, Resume, and DC-2000 Form of Sulaimon Brown).

<sup>143</sup> Exhibit 62 (Statement from Lutz and Carr, LLP).

<sup>144</sup> Exhibit 63 (Statement from Patrizio and Zaho, LLC).

<sup>145</sup> *Id.*

<sup>146</sup> Ms. Hall stated that she set Mr. Brown's salary. Exhibit 22 (Testimony of Gerri Mason Hall, April 7, 2011, Unofficial Transcript) at 17:39-36 – 18:1-18.

<sup>147</sup> Exhibit 25 (Testimony of Sulaimon Brown, June 6, 2011, Official Transcript) at 147:13-18.



records from the agency indicate the contrary. By his third day of employment, problems had arisen. That day, Judy Banks, then-Interim Director of the D.C. Department of Human Resources, wrote Ms. Hall that Mr. Brown “is a problem child and is acting out already in his new workplace.”<sup>148</sup> An intra-agency memo supports this conclusion.<sup>149</sup> Mr. Brown gave a gift inappropriately to an intern and his unusual behaviors at the agency caused employees feel “afraid” of him.<sup>150</sup> Troubles at the agency continued and worsened until Mr. Brown was ultimately fired on February 24, 2011. Ms. Hall summed up Mr. Brown’s hiring as “a big mistake.”<sup>151</sup>

There is clear evidence that Mr. Brown was unqualified for his position as a Special Assistant at the Department of Health Care Finance and that Ms. Hall was negligent in failing to examine Mr. Brown’s background, employment history, and credit report before appointing him to an auditing position.

#### **G. Responsibility for These Acts**

**FINDING 16: Judy Banks, Gerri Mason Hall, and Lorraine Green are primarily responsible for permitting nepotism and cronyism, approving excessive salaries, and allowing standard personnel practices to be violated.**

There is clear evidence that the Gray administration paid excessive salaries to employees, hired children and friends of senior officials, failed to fully vet Mayoral appointees, and did not maintain complete personnel records. Responsibility for these errors falls squarely on the trio that oversaw political appointments, both during the transition and the early months of the Gray administration: Judy Banks, then-Interim Director of the D.C. Department of Human Resources; Gerri Mason Hall, then-Chief of Staff in the Executive Office of the Mayor; and Lorraine Green, chair of the Gray campaign and transition. It is particularly striking that these three individuals are responsible for these errors given their extensive experience in human resources. All three have led large personnel offices for the District government, the convention center, Sodexo, Amtrak, and the federal government.

In her testimony before the Committee, Ms. Hall accepted responsibility for the hiring errors and mistakes. She stated:

As the former Chief of Staff to Mayor Gray, I played an integral role in many of the actions that have given rise to these hearings. With the clarity of hindsight, I realize I made mistakes and exercised poor judgment, and greatly regret it. The errors may be

---

<sup>148</sup> Exhibit 64 (E-mail from Judy Banks to Gerri Mason Hall, February 2, 2011).

<sup>149</sup> See Exhibit 65 (Statement of Linda Elam, undated).

<sup>150</sup> See Exhibit 66 (E-mails from Kim McRae to Brenda Emanuel, Talib Karim, and Wayne Turnage, February 16 and 18, 2011).

<sup>151</sup> Exhibit 22 (Testimony of Gerri Mason Hall, April 7, 2011, Unofficial Transcript) at 21:4.

been serious, but they were in fact errors. There was never nefarious intent on my part.

After many of these errors came to light, Ms. Hall resigned from her position. Through her testimony before the Committee, Ms. Hall accepted the blame for what occurred.

**FINDING 17: Mayor Gray was aware that salaries beyond the statutory limits were being paid to staff, but was likely unaware that other laws were violated.**

The testimony of Ms. Hall establishes that Mayor Gray was aware of the unlawfully high salary that Mayor Gray offered her. However, there is scant evidence in the record to suggest that Mayor Gray was aware or approved of the other illegal acts and errors.<sup>152</sup>

The Committee finds that there is no evidence, other than the testimony of Mr. Brown, which the Committee does not find credible, that Mayor Gray had knowledge of the payments made to Mr. Brown or that he personally promised Mr. Brown a job, although he has acknowledged promising him an “interview.” Whether this promise could have reasonably been construed by Mr. Brown as a commitment for a job or whether Mayor Gray made the interview promise to encourage Mr. Brown to stay in the mayoral race cannot be determined. It is quite clear that the two men talked on a number of occasions, both on the telephone and at mayoral events. But the only evidence linking Mayor Gray to payments or *quid pro quo* promises of employment is Mr. Brown’s unsupported claim to that effect. The Committee, for reasons previously stated, does not find Mr. Brown’s claims credible.

With respect to personnel decisions – nepotism, cronyism, salaries that exceeded the statutory caps, and improper personnel procedures – the Committee finds that Mayor Gray was essentially disconnected from these decisions. Yet, he bears responsibility for the actions of Lorraine Green, Judy Banks, and Gerri Mason Hall. He selected them. He trusted them to act on his behalf. And he failed to adequately supervise their actions.

After some of the improper personnel actions came to light, Mayor Gray did act to correct the improper and unlawful actions. All but one of the adult children resigned from their positions.<sup>153</sup> Excessive salaries were reduced to the statutory maximum. The Chief of Staff resigned, and a new Director of the Department of Human Resources established new procedures

---

<sup>152</sup> There is no evidence to show that Mayor Gray himself was aware that nepotism had occurred. The only testimony the Committee received regarding Mayor Gray’s prior knowledge of the hiring of adult children was from Lorraine Green, who told the Mayor that her daughter, Leslie Green received an offer from the Office of Motion Picture and Television Development. As further discussed on pages 12-13, the hiring of Leslie Green was proper and legal. Ms. Hall testified that Mayor Gray was unaware that her son was hired by the District government until it was reported by the press. *Id.* at 2:9-16. Lorraine Green said that Mayor Gray was very “distressed” upon learning that the adult children of his senior officials had been hired. Exhibit 24 (Testimony of Lorraine Green, May 13, 2011, Unofficial Transcript) at 26:13-15. Ms. Hall described Mayor Gray’s reaction to the hiring of adult children as “displeased.” Exhibit 22 (Testimony of Gerri Mason Hall, April 7, 2011, Unofficial Transcript) at 3:10-13.

<sup>153</sup> Leslie Green remains a District government employee. As discussed on pages 12-13, her hiring did not violate the federal nepotism statute.

to vet and justify appointments to the Excepted Service.<sup>154</sup> Mayor Gray also encouraged the Inspector General, the Council, and others to investigate what had occurred, and once the Council began its inquiry, Mayor Gray cooperated fully by giving access to documents and government witnesses. Nevertheless what was most needed at the time the improper actions became public, and what many sincerely hoped for, was a swift and firm repudiation of the actions of his subordinates and immediate and comprehensive remedial action. When that sort of leadership was most urgent, it was not evident. And as the controversy was allowed to fester and drag on, confidence in the new administration dwindled.

Mayor Gray is at fault for delegating personnel matters to three individuals who allowed illegal acts and errors to occur and for failing to appropriately supervise their activities. And, although it is true that during the transition and the early days of his administration, Mayor Gray was occupied by the budget and other pressing matters, he should have paid more attention to the selection and placement of persons in the Excepted and Executive Services. As Mayor, he is ultimately responsible for the choices that were made.

**FINDING 18:**      **It is unclear which persons promised Sulaimon Brown a job, and whether Howard Brooks acted alone, with others, or at someone's direction when making payments to Mr. Brown.**

It is unclear whether the promise to Sulaimon Brown of a job within the Gray administration was made by Lorraine Green, Howard Brooks, or even the Mayor himself. Without being privy to their private conversations, it is unlikely that a conclusion could be reached from the evidence in the record.

However, it is clear that Howard Brooks gave money to Mr. Brown and his campaign. Whether Mr. Brooks took this action on his own or was directed by someone else to do it cannot be established.

It is also impossible to know with any certainty what motivated the job offer or the payment of money – a *quid pro quo* to stay in the race and attack Mayor Fenty, an action without a *quid pro quo* to keep Mr. Brown “friendly,” an unspoken reward for his disruptive campaign tactics aimed at Mayor Fenty, to keep him financially solvent, or to quiet his persistent and annoying entreaties.

## **H. Perjury Before the Committee**

During this investigation, the Committee examined 19 witnesses during more than 25 hours of testimony. All witnesses testified under oath. As is common with large investigations that rely, at least in part, on the recollection of witnesses, there were some inconsistencies in the testimony received by the Committee. The testimony of Judy Banks, who served as Interim

---

<sup>154</sup> See Exhibit 70 (Excepted Service Applicant to Hire Flow Chart, D.C. Department of Human Resources, undated).

Director of the D.C. Department of Human Resources, is peppered with inconsistencies,<sup>155</sup> but, in addition, her testimony includes a very clear material instance of outright perjury.<sup>156</sup> Similarly, Sulaimon Brown's sworn testimony is in direct conflict with a sworn affidavit that he provided to the District government, in violation of the District's false statements statute.<sup>157</sup>

**FINDING 19: Judy Banks gave false testimony to the Committee by claiming that she did not direct the hiring of Brandon Webb.**

Several witnesses testified about the hiring of Brandon Webb, the son of Dr. Rochelle Webb, who served as Director of the Department of Employment Services when Mr. Webb was hired. Mr. Webb was appointed to a position in the Excepted Service as a Community Relations Specialist in the Fire and Emergency Medical Services Department. The testimony of Ms. Banks about Mr. Webb's hiring squarely contradicts other testimony and e-mails in the record. When given multiple opportunities to correct her testimony, Ms. Banks declined.

On March 28, Judy Banks testified under oath that Brandon Webb's hiring was initiated by Chief Kenneth Ellerbe.<sup>158</sup> She explained, "The fire chief came to me and told me that he would like to hire Brandon Webb, and he informed me that this was Rochelle Webb's son."<sup>159</sup> Ms. Banks testified that she questioned Chief Ellerbe's decision to hire Mr. Webb. She stated, "This person lives in Arizona and you want him to serve as the community outreach person? . . . I'm sure we can find someone here who could do that."<sup>160</sup> Ms. Banks explained that her role in this hiring was limited to processing Mr. Webb's paperwork.

Yet, the testimony of both Chief Ellerbe and Mr. Webb directly contradict Ms. Banks's claims. Chief Ellerbe testified that Judy Banks called him and asked him "to find a position for Brandon Webb" even though the Chief had never met Mr. Webb and was not provided with a "resume or anything." He explained that it would have been very difficult for him to know Mr.

---

<sup>155</sup> For example, Ms. Banks's sworn testimony conflicts with previous statements she made about having a car and driver employed by the District government. On March 28, 2011, Judy Banks testified under oath that a car and driver are "absolutely not" part of a benefits package. Exhibit 21 (Testimony of Judy Banks, March 28, 2011, Unofficial Transcript) at 19:6-8. In a March 11, 2011, letter to Councilmember Tommy Wells, she stated that she does not have a driver at the D.C. Department of Human Resources. She wrote, "There is no employee who is or has been utilized as a driver or chauffeur within the [agency]." Exhibit 67 (Letter from Judy Banks to Tommy Wells, March 11, 2011). Yet, what Ms. Banks has stated in public is in direct conflict with what she said in her private e-mail correspondence. On February 17, 2011, Ms. Banks discussed scheduling a lunch meeting with Jacquie White. After Ms. White proposed having lunch at a restaurant near Ms. Banks's office, Ms. Banks replied that it was fine if the restaurant was not near where she was working because, she said, "I have a driver." In response, Ms. White replied, "It must be nice having a driver!!!," to which Ms. Banks replied, "IT BEATS HAILING A CAB!" (Emphasis in original.) As Ms. White is employed by the Washington Convention and Sports Authority, it is reasonable to conclude that this lunch meeting was unrelated to District government business. Exhibit 68 (E-mails between Judy Banks and Jacquie White, February 17, 2011).

<sup>156</sup> See D.C. Code § 22-2402. Perjury is a crime that is punishable by a fine of up to \$5,000 and imprisonment up to 10 years.

<sup>157</sup> See D.C. Code § 22-2405. Making false statements is a crime that is punishable by a fine of up to \$1,000 and imprisonment up to 180 days.

<sup>158</sup> Exhibit 21 (Testimony of Judy Banks, March 28, 2011, Unofficial Transcript) at 4:41-45.

<sup>159</sup> *Id.* at 5:10-11.

<sup>160</sup> *Id.* at 11:32-33.

Webb prior to Ms. Banks's phone call because at that time Mr. Webb lived in Arizona. Mr. Webb confirmed that he had never met Chief Ellerbe prior to being hired.

Moreover, e-mails confirm Chief Ellerbe and Mr. Webb's accounts of Mr. Webb's hiring. After Dr. Webb e-mailed Ms. Banks on January 11, 2011, to ask if she could hire her son, Ms. Banks asked for Mr. Webb's resume.<sup>161</sup> Minutes later, Dr. Webb sent her son's resume to Ms. Banks.<sup>162</sup> By the end of the same day, Ms. Banks e-mailed Dr. Webb explaining that Mr. Webb had been placed at the Fire and Emergency Medical Services Department.<sup>163</sup>

During subsequent testimony on April 29, 2011, Ms. Banks was confronted with the testimony of other witnesses and the set of e-mails that contradicted her prior testimony about the hiring of Brandon Webb.<sup>164</sup> The Committee gave Ms. Banks multiple opportunities to correct her testimony. Ms. Banks declined and reiterated her position that her role was strictly limited to the processing of his paperwork.<sup>165</sup> "I do not recall having a conversation with Ms. Webb about her son," she testified.<sup>166</sup>

**FINDING 20:**            **Sulaimon Brown violated the District's false statements statute by stating under oath that he did not provide anything in exchange for his job, and then testifying under oath that he provided information and assistance to the Gray campaign in exchange for his job.**

Sulaimon Brown testified under oath that he made a deal with Lorraine Green for a job in the Gray administration. "She wanted me to continue my attacks on Fenty, and I wanted a job for me and my brother after [Gray] won," Mr. Brown said.<sup>167</sup> As part of this arrangement, Mr. Brown stated that he also provided "valuable" information to the Gray campaign. Yet, after Mr. Brown was hired by the District government, he executed a sworn affidavit during the employee orientation process that stated the opposite: "I have not, nor has anyone acting in [sic] my behalf, given, transferred, promised or paid any consideration for or in expectation or hope of receiving assistance in securing this appointment."<sup>168</sup> Mr. Brown's sworn testimony before the Committee is in direct conflict with his sworn affidavit.

---

<sup>161</sup> Exhibit 41 (E-mails between Judy Banks and Rochelle Webb, January 11, 2011).

<sup>162</sup> *Id.*

<sup>163</sup> *Id.*

<sup>164</sup> Exhibit 23 (Testimony of Judy Banks, April 29, 2011, Unofficial Transcript) at 5:41-46 – 8:1-3.

<sup>165</sup> *Id.*

<sup>166</sup> *Id.* at 13:29-30.

<sup>167</sup> Exhibit 25 (Testimony of Sulaimon Brown, June 6, 2011, Official Transcript) at 17:8-10.

<sup>168</sup> See Exhibit 69 (Appointment Affidavits of Sulaimon Brown).

## IV. CONCLUSIONS

### A. Recommendations

The Committee offers the following recommendations to the Council for improving the District's personnel system in order to prevent these problems from reoccurring in the future:

#### Recommendation 1

**Amend the Comprehensive Merit Personnel Act to make nepotism illegal throughout the District government, not just in the Career Service; expand the restrictions on nepotism; and provide additional remedies beyond just the loss of position for the relative improperly hired.**

Federal law makes hiring one's relative illegal in the District government. The District government has a similar prohibition on nepotism, but it only applies to the Career Service. The Comprehensive Merit Personnel Act should be amended to extend this prohibition to all categories of employees and to provide additional penalties. Although the federal anti-nepotism law does apply to the District explicitly, mirroring federal law in this regard will allow for local enforcement, instead of relying on federal prosecutors, and additional penalties.

#### Recommendation 2

**Reduce the number of Excepted Service positions in the District government that are appointed by the Mayor.**

Members of the Excepted Service are political appointees whose "primary duties are of a policy determining, confidential, or policy advocacy character and . . . report[] directly to the head of an agency."<sup>169</sup> Political appointees are common in governments around the world because it is imperative for chief executives, who can only act through agents, to have persons embedded in agencies who share their same philosophies and can implement their vision. Yet, unless the number of persons appointed to these positions is restricted, persons could be placed in these roles solely to collect a government paycheck. Such a practice increases the potential for improper hiring or cronyism.

Currently, the Mayor may place up to 160 persons in the Excepted Service.<sup>170</sup> Until 1998, the number of Excepted Service employees appointed by the Mayor was limited to 100. When raising this number, the Council explained the limit of 100 policy positions was inadequate because the number of employees under the authority of the Mayor had grown to

---

<sup>169</sup> D.C. Code § 1-609.02.

<sup>170</sup> Pursuant to D.C. Code § 1-609.03, the Mayor may appoint up to 220 persons to the Excepted Service. However, the statute states that 60 of these persons are to be selected by the Inspector General.

25,000.<sup>171</sup> Since then, however, the District’s workforce has shrunk considerably. The number of District employees under the Mayor’s control has decreased to 18,000 – a reduction of 28% from 1998.<sup>172</sup> This is another reason to consider reducing the number of Excepted Service positions appointed by the Mayor by, at least, the same proportion.

More fundamentally, it is imperative to reexamine the nature of the Excepted Service. Other jurisdictions should be surveyed to find the best practices in this regard and to understand the appropriate size and scope of political appointees in the District government. It was the Excepted Service – and the ability to appoint persons to those positions – that made the errors committed by the Gray administration possible.

The Comprehensive Merit Personnel Act also permits various other persons and offices to appoint a limited number of individuals to the Excepted Service. The statute should be further amended to reduce the number of other political appointees in order to decrease the opportunity for mischief.

### Recommendation 3

**Raise the minimal qualifications required for persons to be appointed to the Excepted Service and establish procedures for vetting and evaluating the quality of appointees and their appropriateness for the positions to be filled.**

The Comprehensive Merit Personnel Act states that individuals appointed to the Excepted Service must be “minimally qualified.” In her testimony, Judy Banks, then-Interim Director of the D.C. Department of Human Resources, explained that her agency’s role in the appointment of persons to the Excepted Service was to ensure that each had basic qualifications. The District government should endeavor to fill all positions with highly qualified persons – not those who just have minimal qualifications. Therefore, the statute should be amended to raise the standards required of Excepted Service appointees and ensure that there is a check to ensure that persons appointed to these positions are well qualified and sufficiently vetted.<sup>173</sup>

### Recommendation 4

**Enact legislation that prohibits persons from being paid in excess of the approved salary schedules without affirmative approval by the Council and require that new hires**

---

<sup>171</sup> See Resolution 11-655, the “Designation of Excepted Service Position Emergency Declaration Resolution of 1996” (December 3, 1996). Before making the increase in Excepted Service appointments permanent in 1998, the Council increased this number of a temporary basis in 1996.

<sup>172</sup> The number of employees excludes persons employed by District of Columbia Public Schools. By statute, the Mayor is permitted to appoint up to 25 additional persons to the Excepted Service in the public school system. D.C. Code § 1-609.03 (a)(4).

<sup>173</sup> Shortly after she was nominated as Director of the D.C. Department of Human Resources, Shawn Stokes examined the process, or lack thereof, for vetting Excepted Service appointees and developed procedures to ensure that appointees vetted. See Exhibit 70 (Excepted Service Applicant to Hire Flow Chart, D.C. Department of Human Resources, undated).

**receive a salary that does not exceed the median salary for the pay grade without substantial documentation.**

Fourteen Mayoral appointees received base salaries that exceeded the maximum salaries approved by the Council. Despite having salaries that exceeded the salary schedules, the Office of the Chief Financial Officer continued to pay salaries to more than a dozen District employees. Although the Committee believes that such payments are already illegal, the Council should make it clear that the Chief Financial Officer is prohibited from paying salaries that are greater than the approved salary schedules without affirmative approval by the Council. Moreover, before offering salaries above the mid-point for a pay grade to a new employee, personnel authorities should be required to prepare a memorandum to be retained in the employee's Official Personnel Folder justifying the salary.

*Recommendation 5*

**Promptly notify agencies when Excepted Service appointments are made and formally publish those appointments in the *D.C. Register*.**

The Committee received testimony that in multiple instances agencies were unaware and unprepared to receive Excepted Service placements. Consequently, these employees spent several days being paid without performing work. The D.C. Department of Human Resources should establish a procedure to promptly notify agency directors and human resources staff when persons are appointed to Excepted Service positions in their agencies. Additionally, the D.C. Department of Human Resources should publish in the *D.C. Register*, as required by law, the Excepted Service positions in the District government and the names of the persons appointed to those positions.<sup>174</sup>

*Recommendation 6*

**Require the D.C. Department of Human Resources to review its regulations, policies, and standard operating procedures to ensure that they are in compliance with all local and federal laws.**

During its investigation, the Committee discovered that the D.C. Department Human Resources, under the leadership of Interim Director Judy Banks, approved of hirings that violated the federal nepotism statute, cronyism, and salaries that exceeded the statutory salary cap. The agency did not properly vet an employee and did not maintain complete records on all employees. Ms. Banks's successor, Shawn Stokes, has taken action to correct these problems and has established procedures to ensure that all persons appointed to the Excepted Service are

---

<sup>174</sup> See D.C. Code § 1-609.03 (c). For the first time in recent memory, the D.C. Department of Human Resources published this information in the August 19, 2011, issue of the *D.C. Register*. See 58 D.C. Reg. 7594 – 7611 (Aug. 19, 2011).



properly vetted.<sup>175</sup> However, the agency should conduct a comprehensive review of its regulations, policies, and procedures to ensure that they conform to the law.

## **B. Referrals**

The Committee makes the following referrals:

### *Office of Campaign Finance*

The focus of this investigation was the personnel practices of the Mayor and the Executive branch. Nevertheless, in the course of this investigation, the Committee has found sufficient evidence to suggest that campaign laws or regulations were violated. The Committee refers to the Office of Campaign Finance for further investigation the matter of whether Sulaimon Brown failed to report on his campaign finance reports all of the funds he received from Howard Brooks. The Committee also urges the Office to take any necessary action to determine whether the Gray campaign properly documented all of the contributions it received and the monies that it expended.

### *Office of the United States Attorney*

The Committee refers to the Office of the United States Attorney for the District of Columbia for further investigation the matter of whether Judy Banks committed perjury before the Committee and whether Sulaimon Brown made false statements. The Committee urges the Office to take any necessary action.

### *Committee on Libraries, Parks, Recreation, and Planning*

During the course of this investigation, the Committee learned that the salary of Chief Librarian Ginnie Cooper is \$185,000, nearly \$6,000 above the maximum salary in the Executive Service, which has a legal salary cap of \$179,096. Ms. Cooper receives this salary because her position is classified in the Excepted Service. However, by law an Excepted Service appointee is “intended to be an individual whose primary duties are of a policy determining, confidential, or policy advocacy character and *who reports directly to the head of an agency*” – not typically a director of an agency.<sup>176</sup> Therefore, it appears that Ms. Cooper is receiving an excessive salary and is in a position that is improperly classified. As Ms. Cooper is appointed by and reports to the Board of Library Trustees, not the Mayor, this matter is outside of the scope of this investigation and is referred to the Committee on Libraries, Parks, Recreation, and Planning for further review.<sup>177</sup>

---

<sup>175</sup> Exhibit 70 (Excepted Service Applicant to Hire Flow Chart, D.C. Department of Human Resources, undated).

<sup>176</sup> D.C. Code § 1-609.02 (emphasis added).

<sup>177</sup> See D.C. Code § 39-105 (a)(10).

### **C. Conclusions**

The Committee concludes that children of senior staff members were hired by the District government in violation of federal law, that the Gray administration engaged in cronyism, that Mayoral appointees were paid salaries in excess of the legal salary limits, and that other standard personnel practices were not followed by the Gray administration. The Committee further concludes that Sulaimon Brown received money from Howard Brooks and was promised a job by Gray campaign officials – a promise that was later fulfilled by the Gray administration.

Judy Banks, Gerri Mason Hall, and Lorraine Green are largely to blame for the personnel errors that occurred. After the 2010 general election, Mayor Gray delegated the responsibility for political appointments in his administration to this trio. Because of their extensive experience in human resources and managing large personnel offices, Mayor Gray reasonably relied on their expertise in finding, selecting, and placing political appointees. These individuals abused their authority and the Mayor's trust and permitted persons to be hired in violation of local and federal laws and without following standard personnel procedures. It appears that this trio acted with little supervision from Mayor Gray. Ultimately, however, Mayor Gray, as chief executive, is responsible for the actions and errors of his campaign, transition, and administration. And when those actions and errors were discovered, it is unfortunate that the Gray administration did not act more swiftly to investigate and repudiate the unlawful actions that occurred.

To fully understand the seriousness of the harm done to the District, it is important to understand the effect that the errors had on the District and its residents and how that effect was magnified by the timing of their revelation. Hiring children and cronies, paying excessive salaries, violating standard personnel practices, giving money to Mr. Brown, and promising Mr. Brown a job deeply damaged the reputation of the Gray administration and the District government. These actions caused residents to lose confidence in their government and public officials. It reinforced the negative perception that some members of the public have of government and caused others to question their support for our civic institutions. And, a cavalier attitude towards the setting of salaries and other payments to top officials during a period of fiscal constraint further eroded confidence. But the timing of what occurred here was especially unfortunate because it sapped the spirit of the people of the District, who were already divided after a contentious election, and hindered the government itself at the very beginning of a new administration. It dampened the robust goodwill that ordinarily accompanies a new Executive's first months in office – goodwill that allows a new administration to craft and implement its vision for improving the District. It distracted the government, the media, and the public, deflecting them from focusing on the policy and programmatic changes that would be made by a new administration. And, finally, pursuing these allegations diverted substantial government resources. The damage created by these errors is not irreparable, but it will take time for the District to heal from them.

## V. COMMITTEE ACTION

On Wednesday, August 24, 2011, at 2:\_\_\_ p.m., Chairperson Mary M. Cheh convened an meeting of the Special Committee on Investigation of Executive Personnel Practices in Room 500 of the John A. Wilson Building. Present with Chairperson Cheh were Councilmembers \_\_\_\_\_.

Chairperson Cheh discussed the Committee’s investigation and draft report and moved for a vote to approve the report. The Committee voted \_\_\_\_\_ as follows:

**YES:**

**NO:**

**PRESENT:**

**ABSENT:**

## VI. ATTACHMENTS

### A. Summary of Findings and Recommendations

- FINDING 1: The D.C. Department of Human Resources and the Office of the Attorney General did not know, but should have known, that federal law prohibits nepotism in the District government.
- FINDING 2: Milton Boyd was qualified for his position and his hiring was legal and followed standard personnel procedures.
- FINDING 3: Though not a violation of nepotism laws, the hiring of Peyton Brooks violated several standard personnel procedures.
- FINDING 4: Leslie Green is qualified for her position and her hiring was legal and followed standard personnel procedures.
- FINDING 5: The hiring of Nicholas Hall was illegal and violated standard personnel procedures.
- FINDING 6: Brandon Webb was not highly qualified for his position and his hiring violated standard personnel procedures.
- FINDING 7: The Gray administration engaged in cronyism in the hiring of Leroy Ellis.

**Special Committee on Investigation of Executive Personnel Practices  
Draft Report – August 24, 2011**

- FINDING 8: Fourteen Mayoral appointees received salaries that exceeded the legal salary caps.
- FINDING 9: Allen Lew inappropriately received a \$68,750 bonus that was approved by Mayor Fenty in his last week in office and paid by the Gray administration in February 2011.
- FINDING 10: The District government did not complete the required criminal background check of at least one employee – even after the employee disclosed that she had a felony conviction.
- FINDING 11: The D.C. Department of Human Resources failed to maintain accurate and complete records on all Excepted Service employees.
- FINDING 12: The District government failed to publish the positions classified in the Excepted Service and the names of persons appointed to those positions, as required by law.
- FINDING 13: Sulaimon Brown received at least \$1,160 from Howard Brooks during the campaign. The only evidence to suggest that Mayor Gray was aware of these payments is Mr. Brown's own testimony, which the Committee does not find credible.
- FINDING 14: The extraordinary actions taken by Gerri Mason Hall and Lorraine Green to find a job for Sulaimon Brown buttresses the conclusion that the Gray campaign promised him a job.
- FINDING 15: Sulaimon Brown was unqualified for his position as a Special Assistant in the Department of Health Care Finance and received a salary beyond what could legitimately be deemed reasonable.
- FINDING 16: Judy Banks, Gerri Mason Hall, and Lorraine Green are primarily responsible for permitting nepotism and cronyism, approving excessive salaries, and allowing standard personnel practices to be violated.
- FINDING 17: Mayor Gray was aware that salaries beyond the statutory limits were being paid to staff, but was likely unaware that other laws were violated.
- FINDING 18: It is unclear which persons promised Sulaimon Brown a job, and whether Howard Brooks acted alone, with others, or at someone's direction when making payments to Mr. Brown.
- FINDING 19: Judy Banks gave false testimony to the Committee by claiming that she did not direct the hiring of Brandon Webb.

FINDING 20: Sulaimon Brown violated the District's false statements statute by stating under oath that he did not provide anything in exchange for his job, and then testifying under oath that he provided information and assistance to the Gray campaign in exchange for his job.

*Recommendation 1*

Amend the Comprehensive Merit Personnel Act to make nepotism illegal throughout the District government, not just in the Career Service, expand the restrictions on nepotism, and provide additional remedies beyond just the loss of position for the relative improperly hired.

*Recommendation 2*

Reduce the number of Excepted Service positions in the District government appointed by the Mayor.

*Recommendation 3*

Raise the minimal qualifications required for persons to be appointed to the Excepted Service and establish procedures for vetting and evaluating the quality of appointees and their appropriateness for the positions to be filled.

*Recommendation 4*

Enact legislation that prohibits persons from being paid in excess of the approved salary schedules without affirmative approval by the Council and require that new hires receive a salary that does not exceed the median salary for the pay grade without substantial documentation.

*Recommendation 5*

Promptly notify agencies when Excepted Service appointments are made and formally publish those appointments in the *D.C. Register*.

*Recommendation 6*

Require the D.C. Department of Human Resources to review its regulations, policies, and standard operating procedures to ensure that they are in compliance with all local and federal laws.

**B. List of Exhibits**

Committee Records

1. Committee on Government Operations and the Environment Executive Personnel Practices Investigation Authorization Resolution of 2011 \_\_\_\_\_ Page 48
2. Notice of Investigation, as published in the *D.C. Register* \_\_\_\_\_ Page 53
3. Notices of Public Oversight Roundtable, as published in the *D.C. Register* \_\_\_\_ Page 59
4. Witness Lists for Public Oversight Roundtable \_\_\_\_\_ Page 64

Transcripts and Statements

21. Testimony of Judy Banks, March 28, 2011, Unofficial Transcript \_\_\_\_\_ Page 70
22. Testimony of Gerri Mason Hall, April 7, 2011, Unofficial Transcript \_\_\_\_\_ Page 100
23. Testimony of Judy Banks, April 29, 2011, Unofficial Transcript \_\_\_\_\_ Page 126
24. Testimony of Lorraine Green, May 13, 2011, Unofficial Transcript \_\_\_\_\_ Page 159
25. Testimony of Sulaimon Brown, June 6, 2011, Official Transcript \_\_\_\_\_ Page 197
26. Statement of Charles Willoughby, March 28, 2011 \_\_\_\_\_ Page 308
27. Statement of Talib Karim, March 28, 2011 \_\_\_\_\_ Page 313
28. Statement of Brandon Webb, April 7, 2011 \_\_\_\_\_ Page 325
29. Statement of Leslie Green, April 7, 2011 \_\_\_\_\_ Page 331
30. Statement of Milton Boyd, April 7, 2011 \_\_\_\_\_ Page 333
31. Statement of Leroy Ellis, April 7, 2011 \_\_\_\_\_ Page 336
32. Statement of Rochelle Webb, April 7, 2011 \_\_\_\_\_ Page 347
33. Statement of Gerri Mason Hall, April 7, 2011 \_\_\_\_\_ Page 354
34. Statement of Lorraine Green, May 13, 2011 \_\_\_\_\_ Page 358
35. Statement of Cherita Whiting, June 6, 2011 \_\_\_\_\_ Page 365
36. Statement of Sulaimon Brown, June 6, 2011 \_\_\_\_\_ Page 372

E-mails and Other Documents

41. E-mails between Judy Banks and Rochelle Webb, January 11, 2011 \_\_\_\_\_ Page 374
42. E-mail from Erica Taylor McKinley to Mary Cheh, March 25, 2011 \_\_\_\_\_ Page 382
43. E-mail from Linda Wharton Boyd to Patrick Madden, February 10, 2011 \_\_\_\_ Page 385
44. E-mail from Gerri Mason Hall to Lorraine Green, January 7, 2011 \_\_\_\_\_ Page 389
45. E-mail from Quoinett Warrick to Judy Banks, January 18, 2011 \_\_\_\_\_ Page 391
46. E-mail from Gerri Mason Hall to Judy Banks, February 8, 2011 \_\_\_\_\_ Page 394
47. E-mail from Judy Banks to Laverne Harvey-Johnson, January 14, 2011 \_\_\_\_ Page 396
48. E-mail from Judy Banks to Jesus Aguirre, January 14, 2011 \_\_\_\_\_ Page 399
49. E-mails between Judy Banks and Rochelle Webb, January 11, 2011 \_\_\_\_\_ Page 401
50. E-mails between Leroy Ellis and Judy Banks, January 11, 2011 \_\_\_\_\_ Page 405
51. Resume of Leroy Ellis \_\_\_\_\_ Page 409
52. E-mail from Leroy Ellis to Judy Banks, January 10, 1011 \_\_\_\_\_ Page 412
53. E-mail from Rochelle Webb to Judy Banks, January 11, 2011 \_\_\_\_\_ Page 414
54. Mayoral Cabinet Appointments – Salary Comparisons, March 25, 2011 \_\_\_\_\_ Page 416
55. E-mail from Judy Banks to Elaine Crider, February 3, 2011 \_\_\_\_\_ Page 419
56. E-mail from Gerri Mason Hall to Judy Banks, March 10, 2010 \_\_\_\_\_ Page 422
57. E-mail from Andrea Robinson to Johnetta Bond and Chris Lacour, January 4, 2011 \_\_\_\_\_ Page 425

**Special Committee on Investigation of Executive Personnel Practices**  
**Draft Report – August 24, 2011**

58. E-mails between Johnetta Bond and Judy Banks, February 1, 2011 _____	Page 428
59. E-mail from LaVerne Harvey-Johnson to Judy Banks, February 24, 2011 _____	Page 432
60. Account Statements and Money Orders from Bank of America _____	Page 435
61. Cover Letter, Resume, and DC-2000 Form of Sulaimon Brown _____	Page 461
62. Statement from Lutz and Carr, LLP _____	Page 471
63. Statement from Patrizio and Zaho, LLC _____	Page 473
64. E-mail from Judy Banks to Gerri Mason Hall, February 2, 2011 _____	Page 475
65. Statement of Linda Elam, undated _____	Page 477
66. E-mails from Kim McRae to Brenda Emanuel, Talib Karim, and Wayne Turnage, February 16 and 18, 2011 _____	Page 481
67. Letter from Judy Banks to Tommy Wells, March 11, 2011 _____	Page 485
68. E-mails between Judy Banks and Jacquie White, February 17, 2011 _____	Page 488
69. Employment Affidavits of Sulaimon Brown, January 31, 2011 _____	Page 492
70. Excepted Service Applicant to Hire Flow Chart, D.C. Department of Human Resources, undated _____	Page 494
71. E-mail from Judy Banks to Linda Wharton-Boyd, February 23, 2011 _____	Page 496

*Referral Letters*

81. Office of Campaign Finance _____	Page 498
82. Office of the United States Attorney for the District of Columbia _____	Page 501
83. Committee on Libraries, Parks, Recreation, and Planning and the D.C. Board of Library Trustees _____	Page 503

# **Exhibit 1**



1 **Committee Print on Investigation Authorization Resolution**  
2 **Committee on Government Operations and the Environment**  
3 **March 23, 2011**  
4  
5  
6  
7

8 A RESOLUTION  
9  
10

11 IN THE COMMITTEE ON GOVERNMENT OPERATIONS AND THE  
12 ENVIRONMENT OF THE COUNCIL OF THE DISTRICT OF COLUMBIA  
13  
14

15  
16  
17 To authorize an investigation by the Committee on Government Operations and the  
18 Environment into the Executive's personnel practices.  
19

20 RESOLVED, BY THE COMMITTEE ON GOVERNMENT OPERATIONS  
21 AND THE ENVIRONMENT, That this resolution may be cited as the "Committee on  
22 Government Operations and the Environment Executive Personnel Practices  
23 Investigation Authorization Resolution of 2011".

24 Sec. 2. Background.

25 (a) After a preliminary inquiry by the Committee into the Executive's personnel  
26 practices, the Committee has established that:

27 (1) The Executive hired a number of employees in the Executive and  
28 Excepted Services at salaries exceeding the Council-approved maximums; and

29 (2) At least 2 individuals hired in the Excepted Service were relatives of  
30 senior District officials at the time they were hired.

31 (b) In addition to these findings, specific allegations have been made that certain  
32 employees were not qualified for the positions for which they were hired, that the vetting  
33 process for appointees failed to identify essential information, that personnel actions were

1 improperly motivated, and that individuals not employed by the District government have  
2 exercised undue influence over the personnel processes of District agencies.

3 (c)(1) On March 6, 2011, multiple media outlets reported allegations made by  
4 Sulaimon Brown, a former Mayoral candidate, that he received cash payments from, and  
5 was promised employment by, individuals connected to the Gray for Mayor Campaign in  
6 exchange for his continued candidacy.

7 (2) Shortly thereafter, the District of Columbia Office of Campaign  
8 Finance, the Attorney General for the District of Columbia, and the Office of the United  
9 States Attorney for the District of Columbia, in conjunction with the Federal Bureau of  
10 Investigation, all began inquiries into the allegations.

11 (3) On March 7, 2011, Chairman Kwame R. Brown referred the matter  
12 involving Sulaimon Brown to the Office of Inspector General for investigation. On  
13 March 9, 2011, the Inspector General recused his office from investigation, citing a  
14 personnel meeting with Sulaimon Brown, “pursuant to [Mr. Brown’s] mistaken belief  
15 that there was an OIG auditor vacancy.”

16 (d) After releasing a draft report of its preliminary findings on March 10, 2011,  
17 the Committee requested additional information from the DC Department of Human  
18 Resources (DCHR) and set a hearing for March 28, 2011, to learn more about the  
19 Executive’s personnel practices.

20 (e) On March 16, 2011, the Committee anticipated testimony from Gerri Mason  
21 Hall, then Chief of Staff to the Mayor, which would address, in part, her knowledge and  
22 involvement related to the Executive’s personnel practices. Shortly before the hearing,  
23 Ms. Hall resigned from office and did not appear before the Committee.

1 (f) On March 17, 2011, the Interim Director of the Department of Human  
2 Resources appeared before the Committee to provide testimony related to, in part, the  
3 Executive's personnel practices. Additional questions remain, however, about the nature  
4 of the hiring process and about specific personnel decisions made.

5 (g) In order to ensure swift resolution of the inquiry, the Committee finds it  
6 necessary to avail itself of the full range of investigatory powers available to it under the  
7 Home Rule Act and Council Rules.

8 Sec. 3. Investigation and Subpoena Authority.

9 (a) The Committee on Government Operations and the Environment is authorized  
10 to investigate the following:

11 (1) Policies, procedures, or other practices surrounding the appointment of  
12 individuals to the Excepted and Executive Services in the District government, including  
13 any controls intended to prevent improper personnel practices;

14 (2) The process by which the Executive determined appointees'  
15 compensation and whether the appointees met the requisite qualifications;

16 (3) Whether any person violated federal or District laws with respect to  
17 specific personnel actions, including 5 U.S.C. § 3110 or any other provision;

18 (4) Any other matters within the Committee's jurisdiction that are directly  
19 related to this investigation; and

20 (5) All relevant facts and circumstances related to the matters listed above  
21 to determine what, if any, legislative action may be appropriate.

22 (b) In order to carry out the investigation described in subsection (a) of this  
23 section, the Committee is authorized to issue subpoenas to compel the attendance of

1 witnesses, to obtain testimony, or to produce documents or other information or tangible  
2 items.

3 Sec. 4. Filing of the resolution.

4 The Committee Clerk of the Committee on Government Operations and the  
5 Environment shall file this resolution, upon its adoption, in the Office of the Secretary, in  
6 accordance with section 601(b) of the Rules of Organization and Procedure for the  
7 Council of the District of Columbia, Council Period XIX.

8 Sec. 5. Effective date.

9 This resolution shall take effect immediately.

# **Exhibit 2**

**COUNCIL OF THE DISTRICT OF COLUMBIA**

**NOTICE OF INVESTIGATION BY THE COUNCIL OF THE  
DISTRICT OF COLUMBIA  
COMMITTEE ON GOVERNMENT OPERATIONS AND THE ENVIRONMENT**

Pursuant to Rules of Organization and Procedure for the Council of the District of Columbia Council Period 19, Section 601, notice is given by the Secretary to the Council, Nyasha Smith, that the Committee on Government Operations and the Environment filed on March 24, 2011, in the Office of the Secretary, a resolution authorizing an investigation by the Committee on Government Operations and the Environment into the Executive's personnel practices. The text of the resolution is herein.

1 **Committee Print on Investigation Authorization Resolution**  
2 **Committee on Government Operations and the Environment**  
3 **March 23, 2011**  
4  
5  
6  
7

8 **A RESOLUTION**  
9  
10

11 **IN THE COMMITTEE ON GOVERNMENT OPERATIONS AND THE**  
12 **ENVIRONMENT OF THE COUNCIL OF THE DISTRICT OF COLUMBIA**  
13  
14

15  
16  
17 To authorize an investigation by the Committee on Government Operations and the  
18 Environment into the Executive's personnel practices.  
19

20 **RESOLVED, BY THE COMMITTEE ON GOVERNMENT OPERATIONS**  
21 **AND THE ENVIRONMENT, That this resolution may be cited as the "Committee on**  
22 **Government Operations and the Environment Executive Personnel Practices**  
23 **Investigation Authorization Resolution of 2011".**

24 **Sec. 2. Background.**

25 (a) After a preliminary inquiry by the Committee into the Executive's personnel  
26 practices, the Committee has established that:

27 (1) The Executive hired a number of employees in the Executive and  
28 Excepted Services at salaries exceeding the Council-approved maximums; and

29 (2) At least 2 individuals hired in the Excepted Service were relatives of  
30 senior District officials at the time they were hired.

31 (b) In addition to these findings, specific allegations have been made that certain  
32 employees were not qualified for the positions for which they were hired, that the vetting  
33 process for appointees failed to identify essential information, that personnel actions were

1 improperly motivated, and that individuals not employed by the District government have  
2 exercised undue influence over the personnel processes of District agencies.

3 (c)(1) On March 6, 2011, multiple media outlets reported allegations made by  
4 Sulaimon Brown, a former Mayoral candidate, that he received cash payments from, and  
5 was promised employment by, individuals connected to the Gray for Mayor Campaign in  
6 exchange for his continued candidacy.

7 (2) Shortly thereafter, the District of Columbia Office of Campaign  
8 Finance, the Attorney General for the District of Columbia, and the Office of the United  
9 States Attorney for the District of Columbia, in conjunction with the Federal Bureau of  
10 Investigation, all began inquiries into the allegations.

11 (3) On March 7, 2011, Chairman Kwame R. Brown referred the matter  
12 involving Sulaimon Brown to the Office of Inspector General for investigation. On  
13 March 9, 2011, the Inspector General recused his office from investigation, citing a  
14 personnel meeting with Sulaimon Brown, "pursuant to [Mr. Brown's] mistaken belief  
15 that there was an OIG auditor vacancy."

16 (d) After releasing a draft report of its preliminary findings on March 10, 2011,  
17 the Committee requested additional information from the DC Department of Human  
18 Resources (DCHR) and set a hearing for March 28, 2011, to learn more about the  
19 Executive's personnel practices.

20 (e) On March 16, 2011, the Committee anticipated testimony from Gerri Mason  
21 Hall, then Chief of Staff to the Mayor, which would address, in part, her knowledge and  
22 involvement related to the Executive's personnel practices. Shortly before the hearing,  
23 Ms. Hall resigned from office and did not appear before the Committee.



1 (f) On March 17, 2011, the Interim Director of the Department of Human  
2 Resources appeared before the Committee to provide testimony related to, in part, the  
3 Executive's personnel practices. Additional questions remain, however, about the nature  
4 of the hiring process and about specific personnel decisions made.

5 (g) In order to ensure swift resolution of the inquiry, the Committee finds it  
6 necessary to avail itself of the full range of investigatory powers available to it under the  
7 Home Rule Act and Council Rules.

8 Sec. 3. Investigation and Subpoena Authority.

9 (a) The Committee on Government Operations and the Environment is authorized  
10 to investigate the following:

11 (1) Policies, procedures, or other practices surrounding the appointment of  
12 individuals to the Excepted and Executive Services in the District government, including  
13 any controls intended to prevent improper personnel practices;

14 (2) The process by which the Executive determined appointees'  
15 compensation and whether the appointees met the requisite qualifications;

16 (3) Whether any person violated federal or District laws with respect to  
17 specific personnel actions, including 5 U.S.C. § 3110 or any other provision;

18 (4) Any other matters within the Committee's jurisdiction that are directly  
19 related to this investigation; and

20 (5) All relevant facts and circumstances related to the matters listed above  
21 to determine what, if any, legislative action may be appropriate.

22 (b) In order to carry out the investigation described in subsection (a) of this  
23 section, the Committee is authorized to issue subpoenas to compel the attendance of

1 witnesses, to obtain testimony, or to produce documents or other information or tangible  
2 items.

3 Sec. 4. Filing of the resolution.

4 The Committee Clerk of the Committee on Government Operations and the  
5 Environment shall file this resolution, upon its adoption, in the Office of the Secretary, in  
6 accordance with section 601(b) of the Rules of Organization and Procedure for the  
7 Council of the District of Columbia, Council Period XIX.

8 Sec. 5. Effective date.

9 This resolution shall take effect immediately.

# **Exhibit 3**

Council of the District of Columbia  
Committee on Government Operations and the Environment  
**Notice of Public Oversight Roundtable**  
1350 Pennsylvania Avenue, N.W. Washington, DC 20004

---

**COUNCILMEMBER MARY M. CHEH, CHAIRPERSON  
COMMITTEE ON GOVERNMENT OPERATIONS AND THE ENVIRONMENT**

Announces a Public Oversight Roundtable on

**Executive's Personnel Practices**

**March 28, 2011**

**11:00 AM**

Room 123

John A. Wilson Building

1350 Pennsylvania Avenue, N.W.

On March 28, 2011, Councilmember Mary M. Cheh, Chairperson of the Committee on Government Operations and the Environment, will hold a public oversight roundtable on the Executive's personnel practices, particularly with respect to the appointment, compensation, and qualifications of employees in the excepted and executive service, and with respect to applicable nepotism laws. The public oversight roundtable will begin at 11:00 AM in Room 123 of the John A. Wilson Building, 1350 Pennsylvania Avenue, N.W.

Anyone wishing to testify at the hearing should contact Aukima Benjamin at (202) 724-8062, or via e-mail at [abenjamin@dccouncil.us](mailto:abenjamin@dccouncil.us). Witnesses should bring 10 copies of their written testimony and submit a copy of their testimony electronically to [abenjamin@dccouncil.us](mailto:abenjamin@dccouncil.us). Representatives of organizations will be allowed a maximum of five (5) minutes for oral presentation, and individuals will be allowed a maximum of three (3) minutes for oral presentation.

If you are unable to testify at the hearing, written statements are encouraged and will be made a part of the official record. Copies of written statements should be submitted either to the Committee on Government Operations and the Environment, or to Ms. Nyasha Smith, Secretary to the Council, Room 5 of the John A. Wilson Building, 1350 Pennsylvania Avenue, N.W., Washington, D.C. 20004.

Council of the District of Columbia  
Committee on Government Operations and the Environment  
**Notice of Public Oversight Roundtable**  
1350 Pennsylvania Avenue, N.W. Washington, DC 20004

---

**COUNCILMEMBER MARY M. CHEH, CHAIRPERSON  
COMMITTEE ON GOVERNMENT OPERATIONS AND THE ENVIRONMENT**

Continuation of Public Oversight Roundtable on

**Executive's Personnel Practices**

**April 29, 2011**

**12:00 PM**

Room 500

John A. Wilson Building

1350 Pennsylvania Avenue, N.W.

On April 29, 2011, Councilmember Mary M. Cheh, Chairperson of the Committee on Government Operations and the Environment, will continue the Committee's investigation on the Executive's personnel practices, particularly with respect to the appointment, compensation, and qualifications of employees in the excepted and executive service, and with respect to applicable nepotism laws. The public oversight roundtable will resume at 12:00 PM in Room 500 of the John A. Wilson Building, 1350 Pennsylvania Avenue, N.W.

Copies of written statements should be submitted either to the Committee on Government Operations and the Environment, or to Ms. Nyasha Smith, Secretary to the Council, Room 5 of the John A. Wilson Building, 1350 Pennsylvania Avenue, N.W., Washington, D.C. 20004.

Council of the District of Columbia  
Committee on Government Operations and the Environment  
**Notice of Public Oversight Roundtable**  
1350 Pennsylvania Avenue, N.W. Washington, DC 20004

---

**COUNCILMEMBER MARY M. CHEH, CHAIRPERSON  
COMMITTEE ON GOVERNMENT OPERATIONS AND THE ENVIRONMENT**

Continuation of Public Oversight Roundtable on

**Executive's Personnel Practices**

**May 13, 2011**

**11:00 AM**

Room 500

John A. Wilson Building  
1350 Pennsylvania Avenue, N.W.

On May 13, 2011, Councilmember Mary M. Cheh, Chairperson of the Committee on Government Operations and the Environment, will continue the Committee's investigation on the Executive's personnel practices, particularly with respect to the appointment, compensation, and qualifications of employees in the excepted and executive service, and with respect to applicable nepotism laws. The public oversight roundtable will resume at 11:00 AM in Room 500 of the John A. Wilson Building, 1350 Pennsylvania Avenue, N.W.

Copies of written statements should be submitted either to the Committee on Government Operations and the Environment, or to Ms. Nyasha Smith, Secretary to the Council, Room 5 of the John A. Wilson Building, 1350 Pennsylvania Avenue, N.W., Washington, D.C. 20004.

Council of the District of Columbia  
Committee on Government Operations and the Environment  
**Notice of Public Oversight Roundtable**  
1350 Pennsylvania Avenue, N.W. Washington, DC 20004

---

**COUNCILMEMBER MARY M. CHEH, CHAIRPERSON  
COMMITTEE ON GOVERNMENT OPERATIONS AND THE ENVIRONMENT**

Continuation of Public Oversight Roundtable on

**Executive's Personnel Practices**

**June 6, 2011**

**1:00 PM**

Room 412

John A. Wilson Building  
1350 Pennsylvania Avenue, N.W.

On June 6, 2011, Councilmember Mary M. Cheh, Chairperson of the Committee on Government Operations and the Environment, will continue the Committee's investigation on the Executive's personnel practices, particularly with respect to the appointment, compensation, and qualifications of employees in the excepted and executive service, and with respect to applicable nepotism laws. The public oversight roundtable will resume at 1:00 PM in Room 412 of the John A. Wilson Building, 1350 Pennsylvania Avenue, N.W.

Copies of written statements should be submitted either to the Committee on Government Operations and the Environment, or to Ms. Nyasha Smith, Secretary to the Council, Room 5 of the John A. Wilson Building, 1350 Pennsylvania Avenue, N.W., Washington, D.C. 20004.

# **Exhibit 4**



---

---

**COMMITTEE ON GOVERNMENT OPERATIONS  
AND THE ENVIRONMENT**

MARY M. CHEH, CHAIR

---

---



---

---

**WITNESS LIST**

**COUNCILMEMBER MARY M. CHEH, CHAIRPERSON  
COMMITTEE ON GOVERNMENT OPERATIONS & THE ENVIRONMENT**

**ANNOUNCES A PUBLIC OVERSIGHT ROUNDTABLE ON**

**The Executive's Personnel Practices**

**March 28, 2011**

**11:00 AM**

Room 500

John A. Wilson Building  
1350 Pennsylvania Avenue, N.W.

**Day 1**

Charles Willoughby, Inspector General

Reuben Charles, Public Witness

Talib Karim, Public Witness

Wayne Turnage, Director, Department of Health Care Finance

Mohammad Ahkter, Director, Department of Health

Judy Banks, Interim Director, DC Department of Human Resources

---

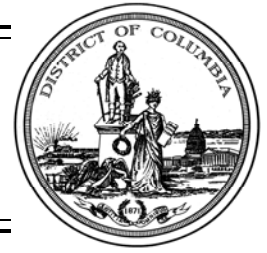
---

**COMMITTEE ON GOVERNMENT OPERATIONS  
AND THE ENVIRONMENT**

MARY M. CHEH, CHAIR

---

---



---

---

**WITNESS LIST**

**COUNCILMEMBER MARY M. CHEH, CHAIRPERSON  
COMMITTEE ON GOVERNMENT OPERATIONS & THE ENVIRONMENT**

**ANNOUNCES A PUBLIC OVERSIGHT ROUNDTABLE ON**

**The Executive's Personnel Practices**

**April 7, 2011**

**11:00 AM**

Room 120

John A. Wilson Building  
1350 Pennsylvania Avenue, N.W.

1. Brandon Webb, Public Witness
2. Kenneth Ellerbe, Fire and Emergency Medical Services
3. Leslie Green, Office of Motion Picture and Television Development
4. Crystal Palmer, Office of Motion Picture and Television Development
5. Milton Boyd, Public Witness
6. Linda Wharton-Boyd, Executive Office of the Mayor
7. Leroy Ellis, Department of Employment Services
8. Sulaimon Brown, Public Witness
9. Rochelle Webb, Public Witness
10. Howard Brooks, Public Witness
11. Gerri Mason Hall, Public Witness

---

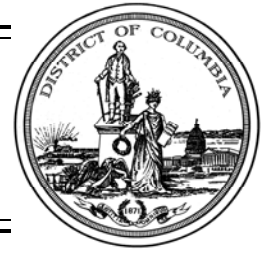
---

**COMMITTEE ON GOVERNMENT OPERATIONS  
AND THE ENVIRONMENT**

MARY M. CHEH, CHAIR

---

---



---

---

**WITNESS LIST**

**COUNCILMEMBER MARY M. CHEH, CHAIRPERSON  
COMMITTEE ON GOVERNMENT OPERATIONS & THE ENVIRONMENT**

**ANNOUNCES A PUBLIC OVERSIGHT ROUNDTABLE ON**

**The Executive's Personnel Practices**

**April 29, 2011**

**3:30 PM**

Room 500

John A. Wilson Building  
1350 Pennsylvania Avenue, N.W.

1. Judy Banks, Public Witness

---

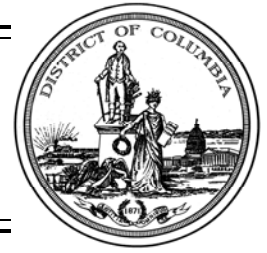
---

**COMMITTEE ON GOVERNMENT OPERATIONS  
AND THE ENVIRONMENT**

MARY M. CHEH, CHAIR

---

---



**COMMITTEE AGENDA**

FRIDAY, MAY 13, 2011

JOHN A. WILSON BUILDING

1350 PENNSYLVANIA AVE., N.W.

- I. CONTINUATION OF PUBLIC OVERSIGHT ROUNDTABLE ON THE EXECUTIVE'S PERSONNEL PRACTICES, ROOM 500
- 10:00 a.m. – Lorraine Green
  - 12:00 p.m. – Sulaimon Brown
  - 12:00 p.m. – Cherita Whiting
- II. 2:00 P.M. – ADDITIONAL COMMITTEE MEETING, ROOM 500
- A. Call to Order and Determination of a Quorum
- B. Consideration and Vote on Proposed Bills and Resolutions
- Enforcement of Subpoenas of [INSERT NAMES] Resolution of 2011
  - Healthy Schools Amendment Act of 2011
- C. Other Matters
- D. New Business
- E. Adjournment
- III. CONTINUATION OF PUBLIC OVERSIGHT ROUNDTABLE ON THE EXECUTIVE'S PERSONNEL PRACTICES, EXECUTIVE SESSION, ROOM 104
- 2:30 p.m. – Nicholas Hall

---

---

**COMMITTEE ON GOVERNMENT OPERATIONS  
AND THE ENVIRONMENT**

MARY M. CHEH, CHAIR

---

---



---

---

**WITNESS LIST**

**COUNCILMEMBER MARY M. CHEH, CHAIRPERSON  
COMMITTEE ON GOVERNMENT OPERATIONS & THE ENVIRONMENT**

**ANNOUNCES A PUBLIC OVERSIGHT ROUNDTABLE ON**

**The Executive's Personnel Practices**

**June 6, 2011**

**12:30 PM**

Room 412

John A. Wilson Building  
1350 Pennsylvania Avenue, N.W.

1. Cherita Whiting, Public Witness
2. Sulaimon Brown, Public Witness

# **Exhibit 21**

**Council of the District of Columbia  
Committee on Government Operations and the Environment  
Testimony of Judy Banks  
Unofficial Transcript  
March 28, 2011**

**Questions from Councilmember Cheh**

**Starting first, I'd like to ask you about your role on the transition team. As we've heard, there was a group that was organized to do personnel, hiring, recruitment, that sort of thing. How did it come to be you were on the transition team, doing that kind of work?**

I was honored to be asked by Constance Newman, the former director of the U.S. Dept of Personnel Management under Daddy Bush for 8 years. She was also director of the Peace Corp, Vista for federal government, and she also served as the assistant secretary for administration and management for the Smithsonian Institution as well as the Control Board.

**So she asked you to come on?**

Uh-huh. For one specific purpose. There really wasn't a transition. There were a number of agency heads in the previous administration who had left. The Mayor needed to make appointments – the government had to continue to run. So she asked me to assist her in writing letters to the remaining staff, and it kind of fell into three categories. The excepted service and executive service staff were asked to submit their resignations, as is the practice with most governments in transition. So one letter would go to an employee saying the mayor had accepted your resignation. A second letter would go to an individual that says the mayor does not accept your resignation and would like for you to remain in your current capacity. And then the third letter was sent to individuals who the mayor says I'm not accepting your resignation, but I would like for you to serve in a new capacity, such as an interim director.

**And was it the case that the letters were generated after the mayor indeed himself looked at all the people in the executive and selected service?**

Ms. Newman had discussions with the mayor about those positions, and she would basically tell me this person gets a letter.

**So you essentially sent out these letters based on information that was furnished to you – you didn't make any judgments?**

Correct.

**And our understanding was that there was a group, and that was your singular purpose, but did you have any role to play at all in identifying people beyond these letters, you know those that might stay or those who had to go, identifying people who might come into the administration?**

1 No.

2  
3 **Do you know how that effort proceeded, because I take it that was a very small group.**

4  
5 All I know is that there were hundreds of applications that were received through the transition  
6 team's website, and I don't know who managed that group because that was not a part of my  
7 responsibilities.

8  
9 **Do you know how any people were vetted?**

10 No, not from the transition perspective, other than one of the other tasks that Ms Newman had  
11 was to work with the executive search firms that had done pro bono work to find candidates for  
12 the executive positions and I have to assume that as a part of their role, they did some vetting.

13  
14 **So there were a number of executive search firms?**

15  
16 Yes.

17  
18 **Do you know how many?**

19  
20 I want to say 6 or 7.

21  
22 **Were these the firms that were acting pro bono?**

23  
24 Yes.

25  
26 **And the vetting that they did, or whatever vetting was done, it was not only to identify**  
27 **talent but they were also vetting the person?**

28  
29 Correct

30  
31 **Did you yourself have any interaction with the mayor during the transition?**

32  
33 No, just to get those letters out.

34  
35 **Did you have any role to play in the setting of salaries, or in the identification of particular**  
36 **positions for particular people?**

37  
38 After January 3, when I came on board, yes.

39  
40 **With respect to that, how did it come to pass that you were going to serve as the interim**  
41 **personnel director?**

42  
43 I was asked by the mayor if I would serve in that capacity for 60 days, and I took a leave of  
44 absence from my current position as vice president for human resources at the Convention  
45 Center, and the convention center has 253 employees, and my boss agreed to allow me to do this.



1 **In the group in the transition, who was responsible for the excepted service review or**  
2 **identification? Who had that job?**

3  
4 That was the Chief of Staff.

5  
6 **But at the time she was not the chief of staff in the transition**

7  
8 No no, I'm sorry, I don't know who it was.

9  
10 **My understanding is that Gerri Mason Hall came on in the middle of December.**

11  
12 No she couldn't have. No.

13  
14 **In the transition team?**

15  
16 Oh I don't know about the transition team. She was hired in the government on January 3<sup>rd</sup>.

17  
18 **No but she was on the transition...what we've heard from other people is that there was a**  
19 **relatively small group of people – you, Gerri Mason Hall, Lorraine Green, Constance**  
20 **Newman – who were really doing the HR/personnel work on the transition team. So she**  
21 **must have come on at some point**

22  
23 She did work on the transition team, but my responsibility was getting letters out because having  
24 served as former director of personnel twice, I was able to work with the people in personnel to  
25 get the addresses so we could mail the letters to the individuals that the mayor wanted to accept  
26 resignations or retain.

27  
28 **But this sounds like you were operating in isolation, when it seems as though people were**  
29 **operating in teams. Were you operating in a team?**

30  
31 With Ms. Newman, yes.

32  
33 **Do you know from your work with Ms. Newman who was responsible for reviewing people**  
34 **for the excepted service positions?**

35  
36 Not during the transition, no.

37  
38 **Not during the transition?**

39  
40 No.

41  
42 **And I take it you came on board January 3, straight away?**

43  
44 Correct.

45  
46 **Did you have any occasion to encounter Mr. Karim? Talib Karim?**

1 I just met him today for the first time.

2  
3 **Ok. Do you know by seeing him for the first time today, whether you remember seeing him**  
4 **around in the transition offices?**

5  
6 No.

7  
8 **And how about Sulaimon Brown, have you ever met him?**

9  
10 I have not met Mr. Brown.

11  
12 **In terms of these issues that have arisen with respect to some other folks, do you know who**  
13 **Cherita Whiting is?**

14 She's an excepted service appointee in Parks and Recreation.

15  
16 **Did you know who she was before she came to get that position?**

17  
18 I did not.

19  
20 **And how about Keith Chiles?**

21  
22 No, he works for DRES – Department of Real Estate Services

23  
24 **Do you know any of the children, to whom we have been referring, who were hired? There**  
25 **were five of them. Nicholas Hall being one.**

26  
27 I met Nicholas the day he came in for orientation.

28  
29 **For orientation after January 3<sup>rd</sup>?**

30  
31 Uh-huh (nods head)

32  
33 **And Milton Boyd?**

34  
35 I do not know Milton Boyd.

36  
37 **Brandon Webb?**

38  
39 No, I do not know Brandon Webb.

40  
41 **Well let me ask you about Brandon Webb for one second. Did there come a time when you**  
42 **had a conversation with Ms. Webb about the fact that she wanted to move her family to DC**  
43 **and that her son was interested in applying for a position with the government?**

44  
45 No, the conversation I had was with Chief Ellerbe, who actually hired Mr. Webb.

1 **And what else do you know about his hiring, because I had understood that Director Webb**  
2 **had a conversation with you, said that she was moving her family to DC, that her son, who**  
3 **had certain qualifications, was interested in applying for a job in DC, and that you advised**  
4 **her on how he would be able to go about doing that.**

5  
6 No, that is incorrect.

7  
8 **So what is your recollection about Mr. Webb and the conversation with fire chief Ellerbe?**

9  
10 The fire chief came to me and told me that he would like to hire Brandon Webb, and he informed  
11 me that this was Rochelle Webb's son.

12  
13 **And in terms of the other young adults/children – Peyton Brooks?**

14  
15 Never met him.

16  
17 **And Leslie Green?**

18  
19 Yes, I know Leslie.

20  
21 **How do you know Leslie?**

22  
23 Through her mother Lorraine Green.

24  
25 **And did you know Leslie during the transition – you probably knew her earlier?**

26  
27 Yeah, I've known Leslie ever since she was born.

28  
29 **So that would be a significant period of time. So when did it come to pass that you knew,**  
30 **or it was discussed, that Leslie Green would be looking for a job or getting a job in the**  
31 **administration?**

32  
33 I was told by Crystal Palmer, who is the director of Motion Pictures and Television, that she  
34 wanted to make Leslie an excepted service appointment. Apparently negotiations were made  
35 with the mayor, and the mayor agreed with the appointment.

36  
37 **And I believe you testified before the committee when we were doing oversight that when**  
38 **you learned that these were direct relations of people, in 3 cases, of people who were**  
39 **already working for the District, that you had concerns about that. And you raised**  
40 **questions about that.**

41  
42 I did.

43  
44 **And would you remind the committee with whom you raised these questions?**

45  
46 With the Chief of Staff.

1 **And when you raised these questions, then what happened?**

2  
3 We were told to process those actions.

4  
5 **By whom?**

6  
7 By the Chief of Staff.

8  
9 **Now at some point you had some role informing at least one person we heard from today, a**  
10 **Director, Director Akhter, about his salary. He said he was called, you called him, and told**  
11 **him was his salary was. Can you tell me how his salary was determined, who determined**  
12 **it?**

13  
14 The Mayor had already offered Wayne Turnage the salary of \$180,000 as health care finance  
15 director. Dr. Akhter, as public health director, would clearly have to make \$180,000 if not more.  
16 So that's how I determined that his salary would be commensurate with...

17  
18 **But it was you who determined what that salary was**

19  
20 Yes.

21 **Are there any other excepted service or executive service personnel as to whom you**  
22 **determined what their salary would be?**

23  
24 Victor Hoskins and Nathan Irving

25  
26 **And then we also had occasions to talk about how some of these salaries were above the**  
27 **amounts, the caps, put in place by the Council. Did you confirm with anyone, or check**  
28 **with anybody, about these salaries that were above the caps?**

29  
30 Yes. The office of personnel drafted a new pay resolution to raise both the excepted and  
31 executive service pay schedules, and we submitted those documents to the Mayor's General  
32 Counsel and to the Chief of Staff.

33  
34 **And when did you do that?**

35  
36 Maybe the second week in January?

37  
38 **So you had anticipated that there would be an issue with bringing these back to the**  
39 **Council, to approve these salaries that were above the cap.**

40  
41 I thought the legislation would move very quickly – the resolution –would move quickly because  
42 we had lost a number of candidates because individuals were making much more than \$200,000  
43 that we wanted to recruit.

44  
45 **We never had a resolution sent over.**  
46

1 I understand that now.

2  
3 **Whose job was it to send a resolution over?**

4  
5 I believe the process is that it goes from HR to the Mayor's Policy and Legislative Affairs and  
6 then to the Council.

7  
8 **Questions from Councilmember Catania**

9  
10 **Ms. Banks, let's start with the letters that were sent out, the three letters that you described**  
11 **to the excepted and executive service. What month again were they sent out?**

12  
13 December

14  
15 **And who decided who got which letter?**

16  
17 The Mayor decided whether he was going to keep someone, whether he was going to accept the  
18 resignation, or ask the person to serve in a...

19  
20 **So the Mayor personally went through each and every one**

21 He had discussions every day with Ms. Newman.

22  
23 **What role did Lorraine Green play in that process?**

24  
25 I don't think she had any role in that.

26  
27 **What about Mr. Brooks?**

28  
29 No

30  
31 **So no one, your testimony is that no one other than Constance Newman and Mayor Gray**  
32 **decided which of these three letters a person received.**

33  
34 Correct, because she was chair of his transition team for human resources, and I believe is was  
35 administrative operations.

36  
37 **With respect to the hiring of the children, I'm going to continue in the line of questioning**  
38 **that Ms. Cheh started in her first round, you claim that you knew Mr. Hall, Gerri Hall's**  
39 **son. You knew Nicholas Hall.**

40  
41 Yes.

42  
43 **When did you find out that he was being considered for a position in the Mayor's office?**

44  
45 When his paperwork, resume...

1 **When was that?**

2  
3 Probably the week before, two weeks before he was hired.

4  
5 **Can you just refresh the committee's recollection as to when that might have been?**

6  
7 His hire date is January 20<sup>th</sup>.

8  
9 **Do you know if Nicholas Hall participated in the online process, where you submit your**  
10 **resume, etc. etc.?**

11  
12 He did.

13  
14 **And do you know where he was ultimately placed?**

15  
16 Parks and Recreation

17  
18 **And do you know if he was interviewed by Parks and Rec?**

19  
20 I don't believe so.

21  
22 **Who interviewed him?**

23 I do not know.

24  
25 **Is it fair to assume he was placed there, and again your earlier testimony was that the**  
26 **mayor's chief of staff was the person that directed some of these hires. Is it fair to assume**  
27 **that the Mayor's Chief of Staff directed the placement of Nicholas Hall within Parks and**  
28 **Rec?**

29  
30 Correct.

31  
32 **Because if you didn't do it, someone had to do it, and she did it.**

33  
34 Correct.

35  
36 **Alright, there are some that would suggest that because Ms. Mason Hall was not the direct**  
37 **supervisor of her son, that that does not account to nepotism. The fact that she is the**  
38 **person that directly hired him, that he did not get interviewed, that he may have had a**  
39 **perfunctory resume, but was sent under her authority to Parks and Recreation. Some may**  
40 **not view that as nepotism. Do you view that as nepotism?**

41  
42 **If you hired your child to a position, and established the salary of that child, would you**  
43 **view that as nepotism?**

44  
45 Yes, if I hired my child, yes.

1 **Alright so it's fair to say that according to your testimony, and we'll certainly hear from**  
2 **Ms. Mason Hall, according to your testimony it was Ms. Mason Hall that hired her son.**  
3 **Who established his salary?**

4  
5 That was provided by the Mayor's office.

6  
7 **So it's fair to assume that Ms. Mason Hall directed her son's salary, and then directed that**  
8 **individual be hired by Parks and Recreation?**

9  
10 Correct.

11  
12 **Alright, I want that to linger for a second, so we all know what's going on. The Mayor's**  
13 **Chief of Staff, without going through formal personnel procedure, decided to make an**  
14 **excepted service position for her son available in a department without ever having**  
15 **consulted that department and then established the salary for that young man.**

16  
17 Correct.

18  
19 **With respect to Leslie Green, Lorraine was not and has not been a paid employee of this**  
20 **government, so the placement of her child, in my opinion, falls outside the rules of direct**  
21 **nepotism, which involves a person making a hiring choice. She did not make that hiring**  
22 **choice, correct?**

23  
24 Correct.

25  
26 **Is it fair to say that Gerri Mason Hall is a protégé of Lorraine Green, in other words, that**  
27 **they have worked together, with Ms. Mason Hall in a subordinate capacity for many years,**  
28 **or for some time in their past, and is it fair to say that Lorraine Green had something to do**  
29 **with the hire of Gerri Mason Hall?**

30  
31 They are professional colleagues.

32  
33 **Would it be fair to say that Lorraine Green had something to do with the hire of Gerri**  
34 **Mason Hall as chief of staff, considering that Lorraine Green was in so many ways the**  
35 **head of the Mayor's transition team?**

36  
37 I can't say that.

38  
39 **But you say that they have had a working relationship, in which Gerri Mason Hall was a**  
40 **subordinate of Lorraine Green.**

41  
42 Yes

43  
44 **And when it came to be that Leslie Green was hired on essentially the first day of the**  
45 **administration, is that fair to say, her start date was January 3<sup>rd</sup> or 4<sup>th</sup>**  
46

1 January 3<sup>rd</sup>.

2  
3 **Alright so she started before we had a director of department of health, a director of health**  
4 **care finance, any one of dozens of other positions. Do you know if she submitted a resume**  
5 **and went through all the policies and procedures we expect of other political**  
6 **appointments?**

7  
8 Yes.

9  
10 **How is it that she was placed within the Office of Motion Picture? Was that at the request**  
11 **of Ms. Green, or at the request of Ms. Palmer?**

12  
13 At the request of Crystal Palmer.

14  
15 **Do you know whether or not Crystal Palmer had any discussions with Lorraine Green?**

16  
17 I do not.

18  
19 **Is it fair to say Lorraine Green, as the head of the transition, had something to do with the**  
20 **decision to bring Crystal Palmer back to that position?**

21  
22 I do not know that.

23  
24 **Isn't it safe to assume though as the Mayor's most important ally, one of the first**  
25 **announcements this Mayor made was for the Office of Motion Picture, well before he**  
26 **appointed an Attorney General or a director of any major department. That was an early**  
27 **pick, was it not?**

28  
29 I don't remember.

30 **Well let me stipulate that it was, in his kabbal of first announcements, which some of found**  
31 **odd. So to your knowledge, Lorraine Green had no role in the decision to bring back**  
32 **Crystal Palmer.**

33  
34 To my knowledge, Crystal Palmer requested her as an excepted service political appointee.

35  
36 **Crystal Palmer requested that to whom?**

37  
38 To the Mayor.

39  
40 **Directly?**

41  
42 Yes

43  
44 **So how is it do you think that Lorraine Green's daughter, again the chair of the transition**  
45 **committee and chair of the campaign. Do you believe that her daughter competed for that**  
46 **position?**



1 No, it's an excepted service position.

2  
3 **So there was no competition.**

4  
5 No competition.

6  
7 **So when people suggest that these are qualified individuals, we will have to take those**  
8 **individuals at their word, because there was no competition, there was no one upon which**  
9 **to compare with other candidates. Correct?**

10  
11 Well the code provides for non-competitive, excepted service appointments.

12  
13 **And I appreciate that, very much Ms. Banks. But the issue is that we were told that these**  
14 **individuals were qualified, and there's really not a way for us to know whether or not**  
15 **they're qualified unless we know what their resume looks like, unless we know what kind**  
16 **of competition was involved in hiring these individuals. It's my belief that Leslie may very**  
17 **well be qualified for the position, but I think it's inescapable that she was hired so early on**  
18 **in the administration because of her proximity to either Crystal Palmer or her mother, who**  
19 **headed the transition. Is that a fair assumption, that her relationship with her mother had**  
20 **something to do with her getting the position?**

21  
22 I couldn't respond to that.

23  
24 **With respect to Brandon Webb, he was placed at the request of Chief Ellerbe?**

25  
26 Correct.

27  
28 **When Chief Ellerbe communicated to you that he wanted to hire Brandon Webb, did you**  
29 **tell him that you felt that would be inappropriate because of the rules of nepotism in this**  
30 **government?**

31  
32 No, what I said was, this person lives in Arizona, and you want him to serve as the community  
33 outreach person, and I'm sure we can find someone here who could do that.

34  
35 **Is does seem like a stretch, does it not, someone who couldn't tell northeast from northwest**  
36 **to be the community liaison – someone who doesn't live here.**

37  
38 Well, looking at his resume, he did have the qualifications, and it is...

39  
40 **And I appreciate that it's except service, so we're allowed to bend the rules, but you are a**  
41 **longstanding HR professional. With the exception of these special rules that allow rules to**  
42 **be bent, would he have been the ideal candidate for such a position? Would there have**  
43 **been in your opinion, people who knew the city, who would be have better qualified than**  
44 **Mr. Brandon Webb?**

45  
46 I think in any case there would have been hundreds of qualified people for any...

1 **More qualified? Would you say more qualified?**

2  
3 I'm not saying that. I'm saying for any of the except service positions, there are many people  
4 who clearly could have done the job as well.

5  
6 **Ms. Banks, could you recount for us again what position he was being hired for?**

7  
8 Special Assistant

9  
10 **What purpose was he going to serve as special assistant?**

11  
12 My understanding was to do community outreach.

13  
14 **Alright well I would simply say that there might be people who perhaps worked in the**  
15 **campaign or who knew the city that would be in a position to provide community outreach.**  
16 **Did you caution, and I rely on your expertise, because you've been in the District**  
17 **government before. Before going to the convention center, you were in the position you are**  
18 **right now.**

19  
20 Yes.

21  
22 **So you know our laws and our rules.**

23  
24 Yes

25  
26 **Did you not find it odd or were you not the slightest bit uncomfortable that Chief Ellerbe,**  
27 **who wouldn't have known this guy from anybody, all the sudden decided he was going to**  
28 **pick this person, for this position. It does suggest that there is some sort of invisible hand,**  
29 **placing resumes on desks and requests are being made, for which there is no authentic**  
30 **basis to assume that this person is the best qualified. And my belief there is directly at odds**  
31 **with what we heard from the administration when these announcements started coming**  
32 **out, that these are good qualified people. They shouldn't be held back because of who their**  
33 **parents are. We should all be lucky, not to be held back like that. When you can come**  
34 **from Arizona, know nothing about the community, and have the agency director, the Chief**  
35 **of the Fire Dept, go to you, the head of personnel, and say hire this person. Oh dear.**

36  
37 **Questions from Councilmember Bowser**

38  
39 **I heard in your earlier testimony something that didn't square with the department. We**  
40 **understood that Director Aguirre believed that Mr. Hall's placement came through you,**  
41 **not through his mother. Is that correct?**

42  
43 That's HR's responsibility to process the personnel action.

44  
45 **But did you interview Nicholas Hall?**

1 No

2  
3 **But you were directed by his mother to process his paperwork?**

4  
5 Correct

6  
7 **What about the case of Ms. Whiting?**

8  
9 The same thing

10  
11 **You were directed by Ms. Hall to process her paperwork?**

12  
13 Yes

14  
15 **And in the oversight hearing that we conducted, we did talk about (about Parks and Rec is**  
16 **an agency that works with children) that the code requires all employees, from the director**  
17 **to the human resources specialist to the receptionist, have criminal background checks.**  
18 **Did Ms. Hall's son and Ms. Whiting undergo that process? When you were here earlier**  
19 **they had not, but I know that the Mayor committed to making sure that all political**  
20 **appointees went through that process.**

21  
22 Let me ask our compliance chief if they completed those background checks.

23  
24 [Mr. Hall resigned before he was sent down for his background check. Ms. Whiting was  
25 processed.]

26  
27 **What is the status of those checks? There's been a lot written about what was disclosed**  
28 **and when it was disclosed about people in Parks and Rec. Is there anything you can put on**  
29 **the record regarding that?**

30  
31 [General Counsel says she can't disclose that sort of information.]

32  
33 **Going back to Ms. Banks, regarding those employees that recently resigned, why did those**  
34 **employees resign, and are there other recommendations you've made regarding the**  
35 **disposition of those employees?**

36  
37 I think it was determined that there employment was a distraction to the administration.

38  
39 **Who determined that?**

40  
41 Members of the executive office of the Mayor's staff. Let me go back to something else you  
42 asked. Mr. Mabiabo (?) has the responsibility for enforcing for OSSE, Parks and Rec, Libraries,  
43 and Dept of Health. Back ground investigations on all individuals who (and Child Offender  
44 Services) have access to children. And I think he can attest that with the exception of the recent  
45 appointments of Mr. Hall and Ms. Whiting, all DPR employees have gone through that  
46 investigative process.

1 **All employees in DPR have gone through criminal background checks? So it's safe to say**  
2 **that this is the only employee who has not gone through this process.**

3  
4 Has not, but has now.

5  
6 **So is it your opinion that her background is appropriate for that agency?**

7  
8 I really can't say anything about that. It's a personnel matter.

9  
10 **CM Cheh: I fail to see how that would foreclose you from commenting on that, because**  
11 **we've been asking this all along the way, and it's an aim of this committee to find out**  
12 **whether people were placed in positions for which they were qualified. And I think this**  
13 **follows along the same lines.**

14  
15 She was place in a special assistant position, excepted service appointment, to the best of my  
16 knowledge she's performing those duties. Anything beyond that, I cannot really comment.

17  
18 **Well obviously the Mayor can make those appointments, and he has wide latitude. From**  
19 **my point of view, having spoken and met with a lot of Parks and Recreation employees,**  
20 **who have undergone the process, who did submit to finger-printing and background**  
21 **checks, who on average make only about \$40,000 a year, they have some questions about**  
22 **how someone could be place there making \$65,000 a year. A lot more than they make with**  
23 **a lot less responsibility, and frankly when we're facing furloughs and deficits, begs the**  
24 **question do we want to be creating special assistants at DPR instead of putting those**  
25 **positions in the recreation centers where they need to be. So there are a lot of questions I**  
26 **think regarding the hiring of this agency. What it is seems like is that DPR has been**  
27 **targeted as a place, and I don't think it's new in this administration, I've heard it for a long**  
28 **time, where mayors dump employees. And we want to turn that perception around.**

29  
30 The only thing I can say to you Councilmember is that the Mayor has only made 1 excepted  
31 service appointment there, now that Mr. Hall has resigned.

32  
33 **Ok but there was a question about 25 positions that were open and unadvertised in the**  
34 **agency, and the director said there would be a name select process, something I had never**  
35 **heard of. Do you know what the status is of those positions?**

36  
37 As far as I know, he did not ask for a waiver/freeze for all of them. I think he selected the  
38 positions that were of a critical nature that needed to be filled. Those waivers go the city  
39 administrator, and I do not know the actual status. I can find out.

40  
41 **Questions from Councilmember Cheh**

42  
43 **To stay with the matter of employees put over in Parks and Rec, Ms. Whiting for example,**  
44 **from our documents request, among the documents that we have, is a form 2000, and on**  
45 **this form it looks like the candidate did mark a previous criminal background. It says**  
46 **"over the past 10 years have you been convicted of a felony" and the answer is yes. We**

1 **don't have a date on this. So it looks as though this was actually filled out, but the date is**  
2 **not given. Do you know when this was completed?**

3  
4 I think what the applicant did was she signed the residency form and forgot to sign the  
5 application...

6  
7 **Well that date is January 13<sup>th</sup>, so it was known to HR that this particular applicant**  
8 **disclosed the conviction of a felony. What would be your office's responsibility for a**  
9 **position, special assistant, to pursue the significance of that.**

10  
11 Typically what we do is pre-vet. We have a company that has been used by HR for 8 or 9 years.  
12 They check criminal, financial, traffic violations, collections, bankruptcies, liens, and we ask  
13 them to vet that social security number and date of birth.

14  
15 **Do you do that for all applicants, or just some that are flagged for some reason?**

16  
17 No, we do pre-vetting for all executive service, and now we're doing it for all excepted service.

18  
19 **Ok but in this case, this is except service, and this is a disclosure by the employee. What**  
20 **would have been your responsibility to see whether this had any significance for the**  
21 **particular position that she was being considered or hired for?**

22  
23 Once we got the report back from the vetting company, we'd notify the executive office.

24  
25 **Well that's fine, but she has disclosed this herself. If someone makes this disclosure, and on**  
26 **the front title it says special assistant, would be your obligation, having had this**  
27 **information disclosed voluntarily by the employee, what steps should you take?**

28  
29 What we did was we notified the executive office of the Mayor.

30  
31 **So you notified the Executive Office when this information was filed. What happened**  
32 **then?**

33  
34 We asked for a decision on whether they still wanted to make the appointment. We were told  
35 yes.

36  
37 **And who told you that?**

38  
39 The Chief of Staff

40  
41 **Ok. To switch gears a little bit, we have testimony by Mr. Karim that Gerri Mason Hall**  
42 **told him to find a place for Sulaimon Brown and that you were copied on the e-mail for**  
43 **that instruction. Did you get a copy of that e-mail, and what was your role in getting a**  
44 **placement for Sulaimon Brown?**

1 DCHR was told to place Mr. Brown in the Dept of Health Care Finance at a salary of \$110,000.  
2 And his title was going to be special assistant.

3  
4 **And do you have no obligation to check and see whether the qualifications are**  
5 **commensurate with the position, and whether the salary is commensurate with the**  
6 **position? This may have to do with how we want to reform the law. Is there no obligation**  
7 **to see whether there is a proportionality between qualifications and position and salary?**  
8 We do, we do. And if we find that there is some disparity, we will make comment regarding  
9 that. In this case, we were told that Mr. Brown was a special case, and the title, salary, and  
10 agency were to be effected and processed.

11  
12 **So you did have concerns about his position and the salary he was offered?**

13  
14 No, I did not.

15  
16 **Well how did you know then that he was to be considered as a special case?**

17  
18 That was the information that was provided.

19  
20 **By whom?**

21  
22 By the Chief of Staff

23  
24 **What does that mean that he was a special case?**

25  
26 Well there may have been some issues that now the media has shared that was made privy that  
27 we were not aware of.

28  
29 **I don't understand. Would you have done something differently if it was not a special**  
30 **case?**

31  
32 No, no we would have still processed him in.

33  
34 **Without question, just kind of moved it along.**

35  
36 Right. You've got to go back and vet the salary. You have to confirm that they worked where  
37 they say they worked.

38  
39 **When you go back and check on the salary, it's just to check that was the salary they were**  
40 **promised.**

41  
42 Right.

43  
44 **It's not to check on whether the salary is somehow equivalent to the background**  
45 **experience and qualifications. You don't make any substantive judgment**  
46

1 Right. Our responsibility in HR is to make sure that the resume is vetted, you did work where  
2 you said you worked, you earned what you said you earned, and if you said you had a degree we  
3 confirm that you did in fact obtain the degree.  
4

5 **And there's a contract with a company that does this internet search. But you don't see**  
6 **any obligation under the rules or laws or the manual to actually, if they said truly where**  
7 **they graduated from, if they said truly that they didn't have any criminal background, but**  
8 **you don't pursue whether that person, for the position they're being appointed to, is really**  
9 **not qualified or hardly qualified.**

10  
11 Well the code provides for excepted service positions which DCHR determines whether the  
12 employee is minimally qualified.

13 **Minimally. So there is a requirement about some substantive checking. I guess you must**  
14 **have some set of standards to see what the minimum qualifications for a particular job are,**  
15 **right?**

16  
17 Yes

18  
19 **And where are they found?**

20  
21 In our position description classification system  
22

23 **And did you do that with the excepted service appointees that came over from this**  
24 **administration?**

25  
26 Yes, all excepted service appointees  
27

28 **All of them were minimally qualified**

29  
30 Yes

31  
32 **Ok, and we've already talked about the caps. Do you also have an obligation, under the**  
33 **manual, to look at the salaries, even if it's within the cap, to see whether it's reasonable to**  
34 **pay this person to do that job. And there's even something in there about looking at the**  
35 **mean for that position. What role should HR play with respect to the setting of salaries?**  
36

37 When it came to the setting of salaries, many of the salaries were provided to HR. Two of the  
38 salaries based on the prior salary history, the qualifications, the experience brought to the job and  
39 the understanding that we were going to get a pay resolution approved. The salaries were  
40 inadvertently placed a little higher than the pay scale.  
41

42 **I understand that but where there any salaries for any positions, even within the cap that**  
43 **you thought were too high, relative to the evaluation of the particular person, with their**  
44 **qualifications, and the particular job. Was there ever a situation when you thought, maybe**  
45 **this is a little too high, even within the cap?**  
46

1 No

2  
3 **Don't you think HR has a role to play in that vein?**

4  
5 Yes, but one of the things that was happening over the last 60-90 days was that I was spending a  
6 great deal of time looking at the recruitment, vetting of the executives. And HR staff was  
7 looking at the bulk of the excepted service appointments. So as we're getting the offer letters  
8 done, the process letters done, and in some cases the termination letters done...

9  
10 **So even though you think there's a role to play, you were overwhelmed by the other things**  
11 **you were doing, and you didn't play that role with respect to these appointees.**

12  
13 We did, we did, but once the mayor decides I'm going to appoint x at y salary, this person in this  
14 department, our role is to process.

15  
16 **But that's at odds with what you just said. That there may be an appropriate role for HR**  
17 **to play, and you think there is such a role, but you didn't play it here because you had lots**  
18 **of other things going on.**

19  
20 But our role is to make sure that the persons designated are minimally qualified

21  
22 **But I thought you also said to look at the commensurability of the salary, even within the**  
23 **cap, and the qualifications and experience of a person within a particular position**

24  
25 That's correct

26  
27 **But that was not done.**

28  
29 That was done in most cases. In some cases once we were told this is the salary, this is the way  
30 it's going...

31  
32 **But you said you never had occasion to go back and say there's something of a disconnect**  
33 **here. You never had occasion to do that.**

34  
35 Right

36  
37 **Right. And just one more question. We have heard of other people being told, Dr.**  
38 **Turnage, Ms. Webb. They were told that there were other benefits that they could have by**  
39 **relocation. Ms. Webb being put up in a hotel, given a driver, Dr. Turnage saying he had**  
40 **something in the range of \$6,000. Where is it written...?**

41  
42 Chapter 9 of the comprehensive Mayor personnel act, 9 11, provides for up to 60 days of  
43 temporary housing for executive and excepted service employees. But for excepted service, only  
44 for hard to fill positions.



1 **So there may have been instances where even though they're excepted service, is the**  
2 **position of the director of DOES or the director of health care finance hard to fill?**

3  
4 No those are executive, and those are a part of the benefit package.

5  
6 **Is a car and driver a part of the benefit package?**

7  
8 No, absolutely not. With the relocation, the DC code also provides for reasonable relocation  
9 costs for executives, their family, their immediate household goods, and the agencies pay that.

10  
11 **Questions from Councilmember Catania**

12  
13 **Thank you Madame Chair, I'm going to continue where I left off, and that was with Milton**  
14 **Harrison Boyd, he's the son of Linda Wharton Boyd, who is the communications director**  
15 **for the mayor. Where was he placed?**

16  
17 Office of the Mayor

18  
19 **Office of the Mayor? Alright, so he's frankly in the same office that his mother works in.**

20  
21 Office of Community Services. As a matter of fact it was DC Serve

22  
23 **Was Mr. Boyd interviewed?**

24  
25 I don't know.

26  
27 **Was there a DC2000 for Mr. Boyd?**

28  
29 Yes

30  
31 **Do we know what his salary was prior to this position?**

32  
33 I don't have any of that with me...

34  
35 **Perhaps we could look at that. Let's go on to Mr. Peyton Brooks. Mr. Peyton Brooks is the**  
36 **son of Howard Brooks, who is a confidant and friend of the Mayor. He was placed in the**  
37 **Deputy Mayor for Economic Development at a \$110,000. There was no DC2000, upon**  
38 **which to judge what his prior salary was. Do you know what it was?**

39  
40 I do believe we vetted his prior...

41  
42 **There's no document that's been provided to this committee Ms. Banks, so I'm left to ask,**  
43 **you know, what about this young man would solicit a \$110,000 salary?**

44  
45 Ok we don't have his DC2000 here...

1 **That's right because it doesn't exist.**

2  
3 And he has since resigned.

4  
5 **That doesn't matter to me. How did he find his way, you didn't interview him, correct?**

6  
7 No he's an appointee.

8  
9 **He did not comply with just the most perfunctory, rudimentary paperwork for obtaining**  
10 **this position. So he obtained this position because someone said he should be hired. Who**  
11 **was that person?**

12  
13 The Chief of Staff

14  
15 **Again this has some elements of nepotism, not obviously as stark as when she hired her**  
16 **own son, but it inspires the question – you're the General Counsel for personnel?**

17  
18 [I'm the General Counsel for the Department of Human Resources]

19  
20 **Ms. Banks, you have been in this position, you were the director of our office personnel in**  
21 **the past, and I guess for residency issues you chose not to move into the city, so you retired.**  
22 **So you've had this position in the past, and you're well versed in the rules.**

23  
24 Right

25  
26 **You are a HR professional and you've spent most of your life in this profession. So when**  
27 **for instance the Chief of Staff decides to hire her own son and set his salary, and then does**  
28 **it for a number of other officials, were you not thinking maybe I should ask our General**  
29 **Counsel for an opinion as to whether not these decisions are in conflict with our nepotism**  
30 **rules? Did you ask for a General Counsel ruling?**

31  
32 No

33  
34 **Why?**

35  
36 Because it was always our contention that these were the Mayor's selections.

37  
38 **And you understand, that notwithstanding the fact that the Mayor has the prerogative to**  
39 **hire who he wants, he does not have the authority to break our laws. And these laws with**  
40 **respect to nepotism, they apply to everyone regardless. Just because you're the Mayor or**  
41 **the Chief of Staff, you don't get to break the law, and we have laws on nepotism. Correct?**

42  
43 Yes

44  
45 **And when as was the case, the Mayor's Chief of Staff hired her son without having him**  
46 **interviewed by anyone else, set his salary, without having discussed it with anyone else.**

1 **You became aware of it, you're a human resources professional, why might you just to**  
2 **protect the mayor say look Ms. Mason Hall, this is not acceptable. This is a problem. Or**  
3 **at the very least, get yourself an opinion from the Attorney General or from one of your in-**  
4 **house lawyers that would make this acceptable. Why didn't you do that?**

5  
6 [Silence]

7  
8 **I'm on a limited clock, Ms. Banks, I'd appreciate an answer.**

9  
10 All the children are gone except for one.

11  
12 **Yeah, but you cannot simply wash away the illegality by simply saying we got caught and**  
13 **couldn't take the heat, and that's why we decided to fire them. Because if they were**  
14 **qualified to being with, their hires would have been defended, and they would still be on**  
15 **the payroll. The fact that you got caught, the fact that they've been let go from pressure,**  
16 **don't negate the fact that violations of our nepotism laws occurred. That's not a good**  
17 **answer.**

18  
19 All of the hires were individuals who qualified for the positions that they were...

20  
21 **Fine. Even with blatant violations of our nepotism laws, that's your testimony. Howard**  
22 **Brooks' son, Peyton Brooks, how did he come to his position with the Deputy Mayor for**  
23 **Economic Development? At \$110,000 a year without having performed the most**  
24 **elementary supplying of documents – resumes, references, salaries, so forth. Who inserted**  
25 **themselves on behalf of Peyton Brooks?**

26  
27 We have his resume

28  
29 **What was his prior salary?**

30  
31 It's not on there

32  
33 **But isn't that customary on the DC2000, that you know the person's prior salary? So you**  
34 **can make a judgment on what their salary should be. What was his prior salary?**

35  
36 I don't know

37  
38 **Who was the person that asked that he be hired?**

39  
40 The Chief of Staff

41  
42 **Leroy Ellis, did you interview him?**

43  
44 No

45  
46 **Do you know who he is?**

1 I know who he is

2  
3 **So again we were told that we were going to do our best to hire District residents. Mr. Ellis**  
4 **has the distinction of not being a District resident – he lives in Maryland. He had been laid**  
5 **off two years before his position here, where he worked part time, where he did not include**  
6 **his prior salary, and then had the audacity, after having been unemployed for two years, to**  
7 **suggest that the minimum salary he would work for was \$125,000. Who was responsible**  
8 **for placing him within the Department of Employment Services?**

9  
10 All of the appointees...

11  
12 **Gerri Mason Hall, right? Look, if she is being set up to take the fall, if she just decided that**  
13 **all of these people made such great hires, that is an unbelievable statement. That is**  
14 **unbelievable. She did not act in a vacuum, and any effort to blame all of this on her is**  
15 **frankly misguided and short-sighted Ms. Banks. She did not act in a vacuum. Someone**  
16 **was instructing her, or telling her, or making suggestions to her. I want to go on to the next**  
17 **issue, Mr. Brown. When did you interview him?**

18  
19 Who?

20  
21 **Sulaimon Brown, when did you interview him?**

22  
23 I've never met him.

24  
25 **He was again another one of these Gerri Mason Hall hires, correct?**

26 Correct

27  
28 **Do you have reason to believe he was ever interviewed?**

29  
30 I don't know.

31  
32 **Do you recall when the paperwork came for Mr. Brown?**

33  
34 It had to have come within a week prior to that time.

35  
36 **A week prior in order for you to process it.**

37  
38 Yes

39  
40 **So the timeline is this. On January 15, Gerri Mason Hall asks the Inspector General to**  
41 **interview him, he goes the next business day on January 17, because of Martin Luther King**  
42 **holiday, and he is told no job occurs. He is then ensconced within the Department of**  
43 **Health Care Finance somewhere between January 17 and the 31<sup>st</sup>. So you were called some**  
44 **point of time between the holiday and his start date to hire him. You were told to hire him.**

45  
46 Correct

1 **You were told to hire him on what date? What date did he sign the document?**

2  
3 Um...

4  
5 **We have January 31<sup>st</sup>. Supposedly he signed the document on the same day that was his**  
6 **first day of employment, which certainly suggests no vetting, no contemplation, no**  
7 **interview. He signs the document on the day he starts getting paid, right? And you were**  
8 **instructed by Gerri Mason Hall to hire him, right?**

9  
10 The Chief of Staff, yes

11  
12 **And you didn't interview him, and he signs the document on the day he starts. May I ask**  
13 **you, how frequent is that the occurrence in the District government?**

14  
15 I would say that 90% of the time the government has resumes. When they come in for  
16 orientation...

17  
18 **Ms. Banks, respectfully, this is the application. He files his application for the job the same**  
19 **day he gets it. And I'm asking you how frequently does that occur?**

20  
21 And I'm saying that that's the day that most employees come in for orientation. And they're  
22 asked to have their DC2000's, which is a separate document from their resume, completed on  
23 their start date.

24  
25 **Does it mention his prior salary?**

26  
27 Um....

28  
29 **\$80,000, when he was last employed in December of 08?**

30  
31 Right

32  
33 **And so he went from \$80,000 to \$110,000 having been unemployed for the better part of 2**  
34 **or 3 years?**

35  
36 Yes, according to that document

37  
38 **And do you recall exactly when – do you have the text or e-mail or phone traffic – to tell us**  
39 **when Ms. Mason Hall contacted you first on behalf of Mr. Brown?**

40  
41 I'm sure there is an e-mail or a phone call but I don't have that documentation with me

42  
43 **Questions from CM Barry**

44  
45 \* \* \*

1 **It's clear the Ms. Banks is a processor. It's clear that the Mayor gave Gerri Hall the**  
2 **authority to place certain people in the DC government, in excepted positions. That's the**  
3 **Mayor's prerogative. I resent any member of this Council who impugns the reputation of**  
4 **Mayor Gray...**

5  
6 **Is it your understanding Mayor Gray intended to send to the Council legislation to raise**  
7 **the salary cap on certain employees. Is that your understanding?**

8  
9 Yes for both the executive and excepted service

10  
11 There was never any attempt by the Mayor to preclude the Council from exercising its authority  
12 to change pay.

13  
14 **When the Chief of Staff calls you, you assume they're acting on the authority of the**  
15 **Mayor?**

16  
17 Absolutely

18  
19 **And if the Chief of Staff says find a place for these people, it's your responsibility to carry**  
20 **out her wishes.**

21  
22 Correct

23  
24 **But within the law**

25  
26 Absolutely

27  
28 **Is it Personnel that sets the salary scale or recommends the salary scale?**

29  
30 No it comes from the Executive Office of the Mayor. This is the same process that was used  
31 under Mayor Williams, both times when I served as personnel director. The Chief of Staff or the  
32 City Administrator called personnel. Effect this excepted service or executive appointment. The  
33 Mayor doesn't call personnel directly.

34 **Each mayor operates differently. This Mayor is operating within the law.**

35  
36 **Questions from Councilmember Bowser**

37  
38 **Ms. Banks, one difference from when you served under Mayor Williams was that we didn't**  
39 **furlough our workers. We didn't ask them to take 4 days without pay on holidays, while at**  
40 **the same time people were being offered extraordinary salaries. That was a very different**  
41 **context. While you may not be the policy maker, I could not have supported any legislation**  
42 **that came to us raising salaries while we were furloughing workers.**

43  
44 **Was there any discussion on why you were paying people at such higher amounts than the**  
45 **last administration?**

1 Those are the Mayor's policy decisions, and the Mayor does have the authority to set pay.

2  
3 **Councilmember Barry proposed that you're just a "processer" yet you and the Chief of**  
4 **Staff earn salaries of executives. Frankly I think what you've set the table for is that the**  
5 **Mayor is responsible for everything and he made all the decisions. You're more than a**  
6 **processer, you're an expert in human resources, are you not?**

7  
8 Correct

9  
10 **Questions from Councilmember Cheh**

11  
12 **The salaries have recently been brought within the cap. Whose idea was that? How did**  
13 **that come about?**

14  
15 The instruction to human resources was to ensure that no one exceeded the cap.

16  
17 **But no amounts were designated, so you just found everyone's cap and put them right**  
18 **below that? Was that your choice?**

19  
20 Right at the cap. I was told to place everybody at the cap.

21  
22 **But there was no discussion or request from anybody to analyze whether even within the**  
23 **cap the salary was in any way inappropriate.**

24  
25 No, only because the salaries that the Mayor wanted the individuals to make was higher. So you  
26 have to bring them back down to the cap.

27  
28 **Right, but now that we're thinking about our fiscal situation, and we're thinking about**  
29 **salaries that are robust, there was no discussion about reevaluating these salaries even if**  
30 **they were just at the cap?**

31  
32 No

33  
34 **Looking through our documents, you said previously that everyone was vetted through**  
35 **Poly Hire before they were hired.**

36 No, not all. The DC code did not provide for vetting for criminal background checks for the  
37 except service. That was something that DCHR did.

38  
39 **But we have instances of people furnishing information in March, form 2000 in March,**  
40 **after we raised these questions, and someone furnishing a resume that lists his DC e-mail**  
41 **showing that he's already working. And then others again, this form 2000 the application,**  
42 **on the 17<sup>th</sup> of March, in other words in direct response to our questions about whether the**  
43 **paperwork was there. And whether this information was available before they were hired.**  
44 **And it looks as though it was not.**

1 No I can say that there are some individuals who have sent us updated resumes and updated  
2 2000's, since they were hired.

3  
4 **You mean we didn't get all the document, there were other form 2000's that were filled out**  
5 **by these folks in a timely manner, and these are just new ones?**

6  
7 Just updated

8  
9 **It doesn't appear that way, so we would like to have the ones that they filled out initially or**  
10 **an acknowledgment that they did not.**

11  
12 Ok. Are you going to provide us with names?

13  
14 **There is the feeling that some of this was done in a fairly haphazard way. But I'll leave it**  
15 **at that.**

16  
17 **Questions from Councilmember Catania**

18  
19 **I want to continue with your many years of experience in human resources. Is there a**  
20 **protocol, when there are actions which are on its face are perhaps improper. Is there a**  
21 **protocol for when you go to the executive him or herself. In other words, the Chief of Staff**  
22 **is engaging in activities that you find suspect, is there within HR a protocol or a trigger or**  
23 **flag of sorts where you have to go the executive and say this is something you should know**  
24 **even at the risk of stepping on toes?**

25  
26 Yes, absolutely, and that has occurred. We went through a process of vetting all of the previous  
27 administration executives and came up with some information that was disturbing. Personnel's  
28 role is to share that information and we did.

29  
30 **So when Gerri Mason Hall's son comes on board, when Leslie Green comes on board,**  
31 **when you have a number of these, where you may know many or all of them are connected**  
32 **to their parents, and they're all coming to you from the Chief of Staff, and she's saying hire**  
33 **them, did it occur to you that that protocol, which requires you to tell the Mayor. What**  
34 **trigger would have to have happened for you to go directly to the Mayor and say you're**  
35 **being poorly served?**

36  
37 I would not have thought that the Mayor was not aware.

38  
39 **So you believed, even though you have no evidence, and the Mayor has said all along that**  
40 **he was only aware of Leslie Green, you assumed that the Mayor was aware.**

41  
42 Absolutely.

43  
44 **And with respect to Gerri Mason Hall, you testified that she interviewed, if there was such**  
45 **a thing, her son and set the salary. Wouldn't that have inspired you, and if you believe the**  
46 **Mayor himself to be complicit in this, why not go to the Inspector General and say wait a**



1 **minute, my number 1 responsibility isn't to effectuate the wishes of the Mayor but is the**  
2 **rule of law. And as a long-standing HR professional who values her reputation and**  
3 **integrity, this is a bridge too far, and I'm going to take that to the proper authorities so it**  
4 **can be exposed. Did that ever occur to you?**

5  
6 Not at this time, no.  
7

8 **At what point were you asked by the Mayor to compile a list of the appointments by Gerri**  
9 **Mason Hall, because again so many of these appointments seemed to intersect with her**  
10 **office. At what point did the Mayor say, Ms. Banks I'm not sure how many more skeletons**  
11 **are in this closet. I need a list of all the individuals that Ms. Mason Hall recommended for**  
12 **hire. When did that occur?**

13  
14 We've gotten several requests...  
15

16 **From the Mayor**  
17

18 From the Office of Policy and Legislative Affairs on behalf of the Mayor  
19

20 **And when did that request come?**  
21

22 I don't know...two weeks ago maybe  
23

24 **So three weeks ago, if I'm not mistaken, the Sulaimon Brown story hits, at which point we**  
25 **know that there are a number of children hired. And so it didn't happen until two weeks**  
26 **ago that the Mayor...it's interesting, I would imagine if I was the Mayor I would be so**  
27 **angry at the people at I afforded trust to, who I entrusted with preserving my campaign**  
28 **mantra of integrity of trust, I would have called immediately for a complete vetting of who**  
29 **was hired, whose related to whom, and I want them all fired. And you're saying that did**  
30 **not happen.**

31  
32 I'm not saying that. You asked me when he asked for a report...  
33

34 **So he's not had that conversation with you**  
35

36 That's correct  
37

38 **It has come through a subordinate**  
39

40 That's correct  
41

42 **You provided that list?**  
43

44 Absolutely  
45

46 **And where is it, do we have a copy of that list?**

1 I don't think it was asked for....we did provide Ms. Cheh with the list.

2  
3 **I might suggest that the Chairwoman might be interested in the list, and if it was provided,**  
4 **members of the committee would be interested in it as well. My last question goes to your**  
5 **salary. You are on leave from the Convention Center Authority, where I understand that**  
6 **your annual salary was \$127,000.**

7  
8 Correct

9  
10 **And you were brought on at \$180,000, a 42% increase to continue to provide HR services.**  
11 **Naturally I understand there's a difference in dynamics, this is a bigger entity and so on,**  
12 **but this \$180,000 would have been considerably bigger than you last made in this position**  
13 **under Mayor Williams, correct?**

14  
15 Well no, when I retired I was working for Dr. Gandhi, so I was making much more than I was  
16 making at the Convention Center

17  
18 **What were you making under Dr. Gandhi?**

19  
20 \$140,000

21  
22 **I'm not suggesting you're not worth \$180,000, but who signed off on you receiving a 42%**  
23 **increase in salary for your temporary post in the DC government?**

24  
25 The Chief of Staff signed my personnel action

26  
27 **Gerri Mason Hall**

28  
29 Yes

30  
31 **Questions from Councilmember Cheh**

32  
33 **Even though Ms. Mason Hall signed off on your salary, did you have occasion to discuss**  
34 **what your salary would be with the Mayor?**

35  
36 No

37  
38 **Now getting back to the red flags, there was at least one case where it seemed rather clear**  
39 **that you had an instance of nepotism, and that is respect to Gerri Mason Hall, given her**  
40 **position and given the authority that she exercised. If nothing else, that one case stands out**  
41 **in stark relief as something HR should see as contrary to law. Wouldn't that be one? In**  
42 **other words, you would tell the Mayor you cannot place this person in this position.**

43  
44 Well the question I asked was, why are we doing this?

45  
46 **It would seem to cry out for something more than why, rather you may not.**

1 Correct

2

3 **So that would be what you should have done.**

4

5 Correct.

6

7 **Ok I have no further questions. The hearing is recessed.**

# **Exhibit 22**

**Council of the District of Columbia  
Committee on Government Operations and the Environment  
Testimony of Gerri Mason Hall  
Unofficial Transcript  
April 7, 2011**

**Councilmember Cheh**

**I want to focus on your testimony with regards to your son. I said that you tried to keep arms length and rely on the HR process. Your son was employed very soon after Mr. Gray took office, and as I understand it, based upon testimony of Judy Banks, in HR, that there was no interview, and you set his salary. Are you saying that is not correct?**

My recollection about his salary was a discussion with Ms. Banks wherein she suggested a salary of \$65,000 and I said he should be consistent as a first-year college graduate. He should be consistent with the other college graduates who I knew to make \$55,000. And that was the salary he eventually received.

**So when she said that you set his salary, that could be accurate, in that you said you thought what the salary should be, and she acquiesced or concurred in that.**

That could be, yes.

**But she said that you set the salary – it's your view that you didn't set the salary, you just had a conversation about the salary.**

That's correct

**And he was hired without an interview, and you said that you had taken an arm's length approach. But how can that really be an arm's length approach since it seems, from the testimony that we've received, that you, Lorraine Green, Judy Banks, and perhaps some others, all knew each other well, and nothing would have to be said. If Judy Banks knew that your son was to be hired, she would give it the appropriate attention. Didn't you think that that was so?**

I'm not sure of your testimony.

**Well you say in your testimony that you thought you were taking an arm's length approach, and you would leave it to the HR process. But what you were essentially doing was leaving it to Judy Banks, who was your good friend. Correct?**

I did in fact leave it to the process, and yes Judy Banks was part of that process

**And in fact Judy Banks was the one who was setting things like the salary, in consultation with you. She made the placement. So how could it not be your understanding that she could "take care of him" for you?**

1 I did not request that he be taken care of for me.

2  
3 **Can you not appreciate that it would be implicit? If I have my good friend in charge of an**  
4 **agency, and I send my son over, how could it really be at arm's length when I would expect**  
5 **me friend to take care of me?**

6  
7 As I stated, I do recognize in hindsight that it does have the appearance.

8  
9 **Did you bring it to the attention of the Mayor that you were arranging to have your son,**  
10 **even at arm's length, hired by the government?**

11  
12 No I did not.

13  
14 **So you acted on your own entirely, with respect to this?**

15  
16 That is correct

17  
18 **Did you have any discussions with Lorraine Green about this?**

19  
20 Not a specific discussion, no

21  
22 **Well did you have a general discussion?**

23  
24 My recollection is that sometime in the transition office in late December, I mentioned in the  
25 transition room, where I believe Lorraine Green and Judy Banks were present, that I had brought  
26 in my son's resume to be included in consideration. And I thought he had submitted online at  
27 that time.

28  
29 **So you had already told Judy Banks and Lorraine Green that your son's resume was in the**  
30 **hopper there, and that was seeking a job. And they understood that to be the case.**

31  
32 As many others had applied, I mentioned that he too had applied online.

33  
34 **So Lorraine Green is your friend, and Judy Banks is your friend**

35  
36 That's correct

37  
38 **And you said your son is looking for employment with the government, and you informed**  
39 **them of that**

40  
41 I did not say that my son is looking for employment with the government, I said that I had  
42 encouraged him to consider it, and as a result he submitted his resume.

43  
44 **And you told them that he had submitted his resume**

45  
46 Yes

1 **So at some point the Mayor did learn about the hire of your son. How did he learn about**  
2 **it?**

3  
4 [Silence]

5  
6 **Did you tell him?**

7  
8 Yes, after he was already employed

9  
10 **And what was the Mayor's reaction after he learned that your son was employed with the**  
11 **government?**

12  
13 He was displeased that I had not shared that with him earlier.

14  
15 **Did he indicate to you that he expected you to take some role in making sure that your son**  
16 **was no longer employed?**

17  
18 No

19  
20 **Ok I was to turn to Mr. Sulaimon Brown. It appeared from our earlier testimony that you**  
21 **were in charge of placing Mr. Brown in some form of employment. That you were the one**  
22 **who referred him over to the Inspector General, and eventually referred him to the**  
23 **Department of Health Care Finance. Is that correct?**

24  
25 Yes

26  
27 **And it also appeared that there was a certain eagerness to get him employed – the speed**  
28 **with which an interview was arranged with the Inspector General, the speed with which he**  
29 **was sent over to DCHF. And there is an e-mail we have that you refer to him as a 'special**  
30 **case'. Could you explain what that means?**

31  
32 The reference to special case came after he was employed, and when there were discussions  
33 about his behavior in the agency, which ultimately led to his termination. So that reference to  
34 special was in the context of his behavior, not in the context of his employment.

35  
36 **Ok why would there be this very quick action and attention focused on Sulaimon Brown to**  
37 **getting him a job. Why would you extend yourself to that extent?**

38  
39 To be honest, Mr. Brown was very aggressive in his pursuit of employment, and he was always  
40 around the Mayor, and I made the decision to remove that distraction. I arranged for him to sit  
41 down with me and discussion his interest in employment.

42  
43 **So are you saying you acted unilaterally? He was always around the Mayor, and you**  
44 **thought you could get him to stop being around the Mayor by getting him a job?**

1 No that wasn't the only reason. I did become aware of his interest in employment prior to that.  
2 To alleviate his persistence I had him come down to meet with me, and in the course of that  
3 conversation I did not see it as such a big deal to assist him in obtaining employment. When we  
4 first met, he brought with him a job posting that he had printed from the HR website. As I  
5 testified, I did refer him to the IG based on that position.

6  
7 **Did the Mayor know that you were taking these steps?**

8  
9 No

10  
11 **Did the Mayor tell you to get him a job?**

12  
13 No he did not

14  
15 **Councilmember Catania**

16  
17 **Ms. Mason Hall, I have to be honest with you, I find your testimony to be one of someone**  
18 **who regrets being discovered, but I don't feel the requisite contrition that I was led to**  
19 **believe would appear here today. Weren't you a HR specialist?**

20  
21 Yes

22  
23 **Your position prior to this was an HR executive with a large company**

24  
25 That's correct

26  
27 **That's what I find so unforgiveable about your actions – that you had to have known that**  
28 **what you were doing was wrong. You had to have known it. And to say that you regret it –**  
29 **I think you regret being caught. Because you knew it was wrong when you did it, and you**  
30 **did it anyway. Isn't that correct?**

31  
32 That is not

33  
34 **You thought it was right to hire your son?**

35  
36 I did not think it was a violation, as I stated...

37  
38 **No that's not the question. We're not talking about any lawyerly interpretations of any**  
39 **nepotism statute, which I think would clearly capture you. I'm asking you, as the incoming**  
40 **Chief of Staff to the Mayor, and as a former HR specialist, you thought it was acceptable**  
41 **and right for you to use that authority to get your son a job. Was it right or was it wrong?**

42  
43 I did not think that I used my authority to get my son a job.

44  
45 **Well that's not consistent with what you just told the Chairperson of this committee. You**  
46 **said you invited your son to seek this employment, correct?**



1 I encouraged him to

2  
3 **You then gave that resume, or that resume came into the hands of Judy Banks. You**  
4 **informed Ms. Banks of your son's interest in a position, isn't that correct?**

5  
6 Yes

7  
8 **So Ms. Banks was a part of the transition team at that time. Remind me again – Ms. Banks**  
9 **was where before she joined the transition? The convention center authority, making how**  
10 **much?**

11  
12 I don't know what her salary was at the time

13  
14 **Well it was \$124,000, and you brought her in at \$180,000, a 42% increase. You set her**  
15 **salary, correct?**

16  
17 No I did not set her salary

18  
19 **Well then who set her salary?**

20  
21 I....

22  
23 **You see this is what's troubling me about the whole day. It's the whole day of the dog ate**  
24 **my homework. Who set the salary?**

25  
26 Ultimately I approved her salary

27  
28 **Thank you, this needn't be so tortured. You approved a 42% increase for Ms. Judy Banks,**  
29 **the same person you hand a resume to, to ask to help with your son getting a job. Right?**

30  
31 When I approved Ms. Banks salary, the comparison was to the former head of HR, which I  
32 recalled at \$160,000, and the difference with \$180,000 was consistent with the other cabinet  
33 members who had been appointed

34  
35 **The fact is that Ms. Banks was making \$124,000 in a semi-public or quasi-public agency.**  
36 **You brought her over to make \$180,000. You made the decision to put her, and by the way**  
37 **that was outside the boundary of the law, which we've already addressed, because she liked**  
38 **to work in round numbers. So you gave her a salary which exceeded the legal limit, and at**  
39 **the same time she received a resume from your son and a request for employment. Is that**  
40 **not accurate?**

41  
42 It was not a request for employment

43  
44 **Was it a suggestion? An aspiration? Did you really think she wasn't going to give your son**  
45 **a job after you just gave her a 42% salary increase?**

1 I did not connect those two

2  
3 **The mental gymnastics you have gone through to believe that you have engaged in an**  
4 **arm's length effort is laughable. You were the Chief of Staff of the Mayor of the District of**  
5 **Columbia. By your own admission, you were at the forefront of this four-person transition**  
6 **team of human resources professionals, which was your profession. And you seriously**  
7 **believe that, when you're the second most powerful person in the government, the Mayor's**  
8 **right-hand, that when you tell someone whose salary you just set, that they have any**  
9 **flexibility in whether or not to hire your son? Do you really believe that other people in**  
10 **this government believe that to be a suggestion?**

11  
12 I did in fact at the time, as I stated before, I relied on the process. I did not go to an agency  
13 head...

14  
15 **There was no process...**

16  
17 If I had gone to Mr. Weinstein and said take my son, that is not what I did.

18  
19 **Did you know your son was hired without an interview?**

20  
21 I was surprised when I found that there was no connection

22  
23 **What kind of consequences were there?**

24  
25 [Mr. Weinstein makes comments from the back of the room]

26  
27 **Ms. Hall where you alarmed when your child had no interview yet got a job?**

28  
29 I was not alarmed, I was surprised when he got to Parks and Recreation, and no one was aware  
30 that he was coming. I was surprised.

31  
32 **But as a HR specialist and the Mayor's Chief of Staff, wouldn't you be alarmed that your**  
33 **staff was so casual in hiring people that they would simply hire someone without an**  
34 **interview. You were not alarmed, surprised, or concerned? Did you not call Ms. Banks in**  
35 **and ask what are we doing here?**

36  
37 I did have a conversation with Ms. Banks that I was surprised that no one was aware at Parks and  
38 Recreation, and she said she would follow up.

39  
40 **Those are separate issues. I understand that you might be surprised that your son wound**  
41 **up at Parks and Recreation. But what I'm asking you is, were you alarmed or concerned**  
42 **that he had even gotten a job without having to do so much as an interview?**

43  
44 [Silence]

1 **For example in your prior position, how would you have reacted to know that someone**  
2 **who was connected to a senior person in the company had gotten a job without so much as**  
3 **an interview?**

4  
5 Placements have been made after review and conversations without interviews.

6  
7 **Who reviewed the resume?**

8  
9 I presume HR

10  
11 **So Ms. Banks reviewed the resume**

12  
13 I don't know if Ms. Banks did personally – I thought she had staff working with her on those  
14 issues

15  
16 **If it is so arm's length, your words not mine, why would it have occurred to Ms. Banks, the**  
17 **most senior person in HR, to take it up to the Chief of Staff of the Mayor what a new**  
18 **college graduate would be making. Why would that be necessary?**

19  
20 I don't know that it was necessary...we had the conversation in the course of several other  
21 placements that were being made. And we had that limited conversation about the salary.

22  
23 **But why would that be necessary?**

24  
25 It would not be necessary

26  
27 **Your son was admittedly a junior person in the government**

28  
29 That's correct

30  
31 **Why would the highest ranking HR professional in the city have a conversation with the**  
32 **Mayor's Chief of Staff about the salary of a subordinate, when by your definition this was**  
33 **all arm's length?**

34  
35 We had the conversation in the context of several other actions she was taking at the time.

36  
37 **It appears less and less like arm's length. It appears like Ms. Banks, I set your salary, you**  
38 **got a resume, my child was hired without so much as an interview, and let's square**  
39 **accounts with how much he's being paid.**

40  
41 **Councilmember Wells**

42  
43 **In your testimony today, you said that you made mistakes, and you regret it. My**  
44 **understanding is that you're accepting responsibility for most of, or a lot, of what this**  
45 **committee has been reviewing. But I have to say the degree to which this has crippled the**  
46 **beginning of a new administration, brought congressional attention into the oversight of**

1 **our city, and brought the attention, concern, and embarrassment of our citizens. That is**  
2 **also what you're taking responsibility for. In your testimony you said that neither the**  
3 **Mayor nor anyone else directed you to hire or find a position for Mr. Brown. Did you**  
4 **know that, according to the Mayor, he had promised Mr. Brown at least an interview?**

5  
6 I came to know that  
7

8 **You did not know that before? What's hard for me, if not incredulous, someone with your**  
9 **background, you seemed to be saying that this was someone who was hanging around the**  
10 **Mayor, being a nuisance, so you helped find him a job. Is that the only reason why you**  
11 **found a job for Sulaimon Brown?**

12  
13 I did have a conversation, prior to the hiring of Mr. Brown, a conversation that I did not recall  
14 but during the course of these investigations I saw in my notes that I had a conversation with Ms.  
15 Green and in the course of discussing several things, I had an annotation that said I should  
16 discuss with the Mayor Sulaimon Brown. So that was the backdrop. And then I saw him, and he  
17 came to the press conferences, and we were announcing people and he was around, and I told  
18 him he should come meet with me.  
19

20 **Ok so you had been directed by Ms. Green to have a conversation with Mr. Brown**

21  
22 Not directed...my notes said that I should discuss Mr. Brown with the Mayor  
23

24 **And did you discuss Mr. Brown with the Mayor?**

25  
26 I did not  
27

28 **So what's the import of that statement? Are you saying that's the reason why you found**  
29 **him a job? It was because Ms. Green said you should have a conversation with the Mayor**  
30 **about hiring Mr. Brown – that's all it took?**

31  
32 No that was the backdrop. When you said it's the only thing was that he was hanging around, I  
33 do not believe that to be the only thing, but as I don't recall that conversation with her back in  
34 December, but my notes did in fact reflect that I had a conversation, and in the course of  
35 discussing five different things, we did discuss Sulaimon Brown.  
36

37 **Are you saying that this conversation with Ms. Green had no influence on your finding a**  
38 **job for Sulaimon Brown?**

39  
40 No what's I'm saying that although I do not recall that conversation, I looked at my notes, and  
41 I'm sure that was a backdrop that as to why I invited him to meet with me. And once I met with  
42 him and discussed his interest in a job, and he spoke at length, and I understand that everyone  
43 has a different characterization of him now, but he did not present poorly in the discussion with  
44 me. He spoke at length about his alliance with the mayor's vision  
45

1 **Let me ask you, due to the political nature of the interview, and the political nature that**  
2 **you had, and I'm assuming a political nature, of finding a job for him, is that the reason**  
3 **why you did not do a full background search? Or did you do a full background search?**  
4

5 Eventually a full background check was done. But in the standards of the excepted service, the  
6 background checks were not at the same level as what the Mayor has instituted  
7

8 **Considering the havoc this has wrecked, the standards really needed to be the standards**  
9 **that you set for forming a new government. So I understand that a lot of people have**  
10 **hidden behind the excepted service category, but I don't expect you to do that. This was**  
11 **not a low-level position, like a neighborhood services coordinator, but to put Mr. Brown in**  
12 **the position he was put in, which is an extremely important position for the city,**  
13 **considering the amount of revenue that needs to be generated from that office, are you**  
14 **saying from the interview you decided he was qualified for a job at that level. Is that what**  
15 **you're saying?**  
16

17 Yes  
18

19 **So the interview was done by you**  
20

21 That's correct  
22

23 **And you selected him for that job**  
24

25 Yes I sent him over for an auditor-type position, he was qualified for an auditor, but I did expect  
26 for the HR there to continue the process. So verifying certain things relative to his resume, etc., I  
27 did expect that follow-up. But I did review his resume, and had a detailed conversation with his  
28 regarding his experiences.  
29

30 **Did you do exactly the same thing with Mr. Karim?**  
31

32 Yes  
33

34 **How did Mr. Karim end up in that office?**  
35

36 I interviewed Mr. Karim  
37

38 **And was it the same thing that Ms. Green or someone else said that you ought to interview,**  
39 **or talk to the Mayor about Mr. Karim?**  
40

41 No  
42

43 **Then how did you know to give Mr. Karim a job?**  
44

1 Mr. Karim was in the transition office, and I don't recall who because that was at the end of  
2 December, when there were multiple interviews scheduled for me, and I met Mr. Karim in the  
3 transition office and interviewed him there.  
4

5 **Councilmember Barry**  
6

7 [Councilmember Barry asks Ms. Hall about her work experience at various companies.]  
8

9 **Councilmember Cheh**  
10

11 **Ms. Banks testified that when you had conversations with her about the hiring of your son,**  
12 **that she pushed back about the hiring, and suggested that was not a good idea, and you**  
13 **pushed forward with the hiring. Is that your recollection of the conversation you had?**  
14

15 I do not have that recollection  
16

17 **Would that be at odds with what your recollection is?**  
18

19 I just don't recall  
20

21 **But you don't recall her telling you that this was not a good idea?**  
22

23 No I do not  
24

25 **I want to move on to your role – did you work on the campaign for Mr. Gray?**  
26

27 Yes I did  
28

29 **Did you work on the transition?**  
30

31 Yes  
32

33 **Were you paid in either of those capacities?**  
34

35 I did not receive compensation for that, but I did receive a win bonus at the end of the campaign  
36

37 **A win bonus, because he won...is that not compensation in other label, wouldn't you**  
38 **agree?**  
39

40 I was making the distinction between those who were paid as campaign workers...I was not one  
41 of those  
42

43 **And how much was that?**  
44

45 \$30,000  
46

1 **And then you were hired as the Chief of Staff, and your salary was how much?**

2  
3 \$200,000

4  
5 **So even if you thought that the ceiling was \$193,000, your salary was still over that**

6  
7 Yes

8  
9 **And who decided on the \$200,000?**

10  
11 I believe the Mayor – that was who I had the conversation with

12  
13 **So did you suggest this amount, did he suggest this amount – how did you come to this**  
14 **amount?**

15  
16 I don't recall the specifics of which one of us raised it, but we did have a specific discussion in  
17 the context of he was comfortable with that number, and he was comfortable with getting the  
18 appropriate approval from the Council, and the reason why I did not think it was unreasonable  
19 was that at the time in December, or late November, when we had the conversation, it was my  
20 understanding that the top salaries in the previous administration, the city administrator had been  
21 \$250,000, another employee had been \$275,000, and another just under \$300,000. So given that,  
22 I did not think the \$200,000 was unreasonable.

23  
24 **So I understand that you thought it was a step back financially because in your last job you**  
25 **earned \$270,000. So you felt like you were making a sacrifice because you were making**  
26 **less money in this position.**

27  
28 I didn't characterize it as a sacrifice, but it was less. I said that contrary to what's been stated, I  
29 did not come here for self-enrichment.

30  
31 **Even if that's the case, did you consider that earning \$200,000 as the Chief of Staff might**  
32 **appear to people in the District of Columbia as a rather rich sum?**

33  
34 No it did not, given the totality of the circumstances. My understanding was that the top three  
35 jobs in the previous administration exceeded that \$200,000

36  
37 **But your job was the Chief of Staff, not to be the City Administrator at the helm of the**  
38 **entire executive branch. I don't know how many e-mails I got saying that the Chief of Staff**  
39 **to the President of the United States was being paid \$175,000. You felt that there was a**  
40 **comparability between your position and that of the City Administrator?**

41  
42 Given my understanding of the Mayor's desire to reconstruct the Chief of Staff's role, it did not  
43 seem unreasonable.

44  
45 **And in what sense was it reconstructed?**

1 There were duties and responsibilities previously under the City Administrator that were moved  
2 under the Chief of Staff.

3  
4 **So you felt that you were Chief of Staff and partial City Administrator?**

5  
6 No, the role of the Chief of Staff was expanded compared to the previous administration  
7

8 **So you're saying that you didn't bat an eye, that you didn't think it would be since by the**  
9 **public as a fantastic sum to pay the Chief of Staff \$200,000.**

10  
11 Not given my understanding of the job as I've already described  
12

13 **Councilmember Catania**

14  
15 **Let's go back to Sulaimon Brown. On January 14, you asked the Inspector General to**  
16 **interview him for a job you thought existed. Is that correct?**

17  
18 I did not ask them to interview him. I asked the Inspector General's office to meet with him to  
19 discuss employment.  
20

21 **You were under the impression because Mr. Brown had told you that it was his belief that**  
22 **a job existed at the Inspector General's office, correct?**

23  
24 And he had a copy of a print-out of a posting  
25

26 **And when you talked to the Inspector General, he told you that in fact there was not a job,**  
27 **and you knowing that there was not a job, the IG testified that you asked if he would**  
28 **extend a courtesy and meet with him. Is that accurate?**

29  
30 I believe so  
31

32 **Did you tell Mr. Brown that you were sending him to a meeting that he thought was an**  
33 **interview but in fact the job didn't exist?**

34  
35 I don't recall specifically if before he went over or we talked about it afterward but I believe the  
36 conversation was there may not be this position, the Inspector General says he doesn't have any  
37 positions, but I see the print-out you have, so you will need to discuss it with him. And I told  
38 him at that time that if the position exists, you have to go through the posting process to explore  
39 that as a possibility.  
40

41 **02:17**

42 **So you told him he had to go through the whole positing process, yet the following week he**  
43 **was hired by the Department of Health Care Finance. We understand from Talib Karim**  
44 **that you instructed Mr. Karim to hire Mr. Brown. Did you instruct Talib Karim or did**  
45 **you talk with Ms. Banks to make sure that Mr. Brown was in fact placed on the payroll?**  
46



1 Did I discuss with Ms. Banks...?

2  
3 **I'm trying to understand. Mr. Karim testified that you sent Mr. Brown over to the**  
4 **Department of Health Care Finance**

5  
6 That's correct

7  
8 **That there was no interview at the Department of Health Care Finance for him**

9  
10 That's correct

11  
12 **That you conducted the interview yourself**

13  
14 Yes

15  
16 **What is your expertise in health care finance that you felt that you could place a person in**  
17 **one of the most important agencies in the government, and not have a background check,**  
18 **not have a resume, not have a DC2000, and not have him at least do a cursory interview**  
19 **where he was to work?**

20  
21 He did have a resume, which I discussed his experience. The position was to be an auditor  
22 position, and I do not have extensive experience in health care finance – the position was to be  
23 an auditing position.

24  
25 **Did you know a position existed before you called Mr. Karim?**

26  
27 When Mr. Karim got his position, he discussed that there were many open positions within the  
28 Health Care Finance agency, and many needs, including auditing. And when he raised auditing,  
29 it struck me that could be an opportunity for Mr. Brown.

30  
31 **Why the urgency? Again, you reach out to the Inspector General on Friday the 14<sup>th</sup> of**  
32 **January, the 17<sup>th</sup> is a holiday, the IG feels the importance of this so much so that the next**  
33 **day after your call, he meets with him on the 18<sup>th</sup>. When that goes south, the following**  
34 **week, he appears, I guess subsequent to learning that there was no job at the IG's office, he**  
35 **appears on the payroll of the Department of Health Care Finance without having been**  
36 **interviewed, based on your belief from a previous conversation, according to Mr. Karim,**  
37 **that occurred in December, that there might be a need for accountants.**

38  
39 No, that is not correct, the conversation with Mr. Karim was subsequent to our December  
40 meeting

41  
42 **Do you have a date?**

43  
44 No, I do not. I had multiple conversations with Mr. Karim following his hiring into health care  
45 finance. He and I had multiple conversations after he was hired.

1 **I think the conversations about his suitability would have been more helpful prior to him**  
2 **being hired.**

3  
4 I don't understand

5  
6 **It's ok, we'll move on. After the 18<sup>th</sup>, after being rejected by the Inspector General, did**  
7 **you then call Mr. Karim, and ask him to assist in placing Mr. Brown at DHCF?**

8  
9 Yes I did.

10  
11 **And based on what? Why did you feel the need, after he was rejected by the IG, why did**  
12 **you feel the need...why was it so important to you that he be hired immediately, without**  
13 **going through, as you said, the process that would be required of the Inspector General?**

14  
15 Ok that is not what I said. The process for the Inspector General, their excepted service, is  
16 separate from the excepted service under the Mayor. So they have their own process. That's  
17 what I was confirming with Mr. Brown.

18  
19 **My question is why did you find it so necessary, immediately following when Mr. Brown**  
20 **found that there was no job at the IG, to call Mr. Karim, we'll have to check to see when**  
21 **that was, to inform him that Mr. Brown would be on the payroll of DCHF? What I'm not**  
22 **understanding is why there was such a sense of urgency, and why such fidelity and**  
23 **dedication, to Mr. Brown.**

24  
25 That is not my recollection that there was a sense of urgency. In fact, Mr. Brown called me  
26 repeatedly to see if I had followed up, and at some point I made a comment to Mr. Karim, can  
27 you please follow up, this guy thinks I haven't taken any action or something to that effect. So  
28 there was not a sense of urgency, but yet I did make the commitment that I would follow up.

29  
30 **Councilmember Wells**

31  
32 **You said that in your notes, you do see that Ms. Green said that you should talk to the**  
33 **Mayor about Sulaimon Brown. Did you ever have a conversation prior to hiring Mr.**  
34 **Brown, with Mr. Brooks about hiring Sulaimon Brown?**

35  
36 No I did not

37  
38 **Did you ever have a conversation with the Mayor, and if so when, after hiring Sulaimon**  
39 **Brown?**

40  
41 Yes

42  
43 **And what was the nature of that conversation?**

44  
45 I don't remember the timing, but at some point after Mr. Turnage came into his role as Director,  
46 he has an all-employee meeting at Health Care Finance, and invited the Mayor. And when the

1 Mayor attended that meeting, Mr. Brown was in the audience. And when he returned to the  
2 office, he said 'I saw Sulaimon Brown at the Health Care Finance agency,' and I said yes. And  
3 he said did you know he worked there? And I saw yes, I facilitated that, he's in an auditing  
4 position. I said is there a problem, and he said no, I just was surprised to see him. And that was  
5 the extent of that conversation.

6  
7 **Did you have a follow-up conversation with the Mayor, after he was fired?**

8  
9 Yes

10  
11 **And the nature of that conversation?**

12  
13 Well, there was the frenzy of press immediately after Mr. Brown was terminated – the report in  
14 Loose Lips – and that's when the Mayor and I were both trying to find out what had transpired,  
15 and we had conversations subsequently with Mr. Turnage about that as well

16  
17 **Did the Mayor ever give you subsequent information that you did not read but you heard  
18 from him that he wanted Mr. Brown at least to have an interview, and that he had an  
19 interest in Mr. Brown interviewing for a government position?**

20  
21 The Mayor did confirm after all the press and the extended story in the Washington Post, he  
22 confirmed that he definitely would have considered Mr. Brown for a position, but at no time did  
23 he guarantee or make any deal with him.

24  
25 **Is that what he said to you directly?**

26 Yes he did

27  
28 **Along the other track, one of the things that's hard to accept or understand, is the fact that  
29 at least 5 children of folks who had roles in the campaign or received jobs at the cabinet  
30 level, received jobs. From your position as Chief of Staff, were you aware that five  
31 children...now of course I know that you would be aware of your child and Lorraine  
32 Green's child, but were you also aware of Ms. Webb's son or any of the other children who  
33 were hired?**

34  
35 I was not aware of Ms. Webb's son, but I was aware of Dr. Boyd's son, and I came to be aware  
36 of that when Stephen Glaudet told me that Dr. Boyd's son was being interviewed.

37  
38 **With your experience in human resources, at any point did you say I think we have a  
39 problem here?**

40  
41 I did not see any of those positions because of my view of the nepotism rules, I did not see them  
42 as problematic. Leslie Green, for example, her mother has no relationship in the government. I  
43 know how it's been characterized, but I did not see it as an issue. Dr. Boyd's son was being  
44 interviewed in a unit that was totally separated, under a different director than she.

1 **Let me rephrase this again. Being in the Chief of Staff position, it's more than just**  
2 **operating under the letter of the law. You also had a duty to the Mayor as well to say, 'look**  
3 **we've hired at least five children of prominent folks from your campaign now into the**  
4 **government. We could have a problem here.' Did you ever advice the Mayor of that, and**  
5 **should you have?**

6  
7 In hindsight, yes I should have. I should have seen how that appears and how it's offended the  
8 public. You're absolutely correct, in hindsight. At the time, I did not.

9  
10 **Councilmember Cheh**

11  
12 **Can you describe what your role was in the transition?**

13  
14 A lot of my responsibility was unrelated to personnel in the transition, so that was related to the  
15 transition teams, putting the various transition teams on substance subject matter areas,  
16 convening those groups, supporting them, ensuring that their reports were generated. That would  
17 be the basis for a blueprint for the administration so that we could develop a strategic plan.

18  
19 **But did you also work on the personnel team?**

20  
21 Yes, the beginning of the transition was the other work. Once I was announced as Chief of Staff,  
22 so in December I began to work in earnest on personnel.

23  
24 **So in personnel the team consisted of Lorraine Green, Judy Banks, and Constance**  
25 **Newman?**

26  
27 That's correct

28  
29 **I saw something in the newspaper that said that the attorney for Lorraine Green said that**  
30 **she did not have responsibility for personnel, that it was the responsibility of Ruben**  
31 **Charles. Is that your understanding?**

32  
33 **Your understanding of Ruben Charles's role, what was that?**

34  
35 Well he was in charge of personnel in the transition office. So if they were referring to personnel  
36 in the office, that would have been Ruben's responsibility.

37  
38 **Mr. Charles did testify before us, and he said he had nothing to do with personnel in the**  
39 **government, and his only role on the transition was not to vet anybody or consider**  
40 **anybody, but was strictly financial, raising the money and that sort of thing. From your**  
41 **vantage point, was that in fact his role?**

42  
43 I do not believe Mr. Charles had any role in vetting for hires. When I was saying personnel, I  
44 meant the staff within the transition office.

45  
46 **I understand. Now what was Howard Brooks' role?**

1 I'm not 100% sure of Mr. Brooks' role. It was my understanding that he worked closely with  
2 Tom Gore, who was the finance lead for the campaign. And I'm not sure about Mr. Gore's exact  
3 title, but he overall managed the finances.

4  
5 **Now Mr. Brooks received a win payment of something like \$40,000.**

6  
7 I'm not familiar with that

8  
9 **Did Mr. Brooks have any role with the personnel team? Did he communicate with you?**  
10 **Did he offer up names, things of that nature?**

11  
12 He did communicate with me specifically regarding a number of campaign workers, so he  
13 actually organized the ones that he worked closely with on the campaign, and he collected their  
14 resumes, and brought them in to meet me.

15  
16 **Now were there any of these people, other than Mr. Ellis, I assume he was included in**  
17 **them...**

18  
19 No he was not

20  
21 **He was not?**

22  
23 No he was not included in them, I've never met Mr. Ellis in that context. I never met with him in  
24 the transition office. These were all the more junior...

25  
26 **Who would have processed him, so to speak? Mr. Ellis? Mr. Brooks brought him in, Mr.**  
27 **Ellis was ultimately hired, someone had to move him through the process**

28  
29 From the testimony earlier, I thought he came in after we were already in office, and came  
30 through HR.

31  
32 **So you think he came through Judy Banks?**

33  
34 Through her office, yes.

35  
36 **But you had no connection with that?**

37 No I did not

38  
39 **On January 23<sup>rd</sup>, you communicated with Talib Karim, who was slated to be the Chief of**  
40 **Staff at DHCF, that "we are looking for an auditor type position with an anticipated salary**  
41 **of \$110,000" referring to Sulaimon Brown. Who's we, and how did the salary get**  
42 **determined?**

43  
44 The \$110,000 in hindsight I understand that it is considered very high, but in the transition office  
45 when I requested information about certain types of positions in the previous administration, and  
46 in fact in that context, I was talking about special assistants and what they made, I was told it

1 was actually higher, at \$125,000. So I used the \$110,000 as a measurement. Again in hindsight  
2 I do see that that's inflated compared to many salaries.

3  
4 **But that was your choice**

5  
6 That's correct

7  
8 **And did you discuss that with Lorraine Green?**

9  
10 No I did not

11  
12 **Did you discuss that with Mayor Gray?**

13  
14 No I did not

15  
16 **So this was unilaterally your choice to specify a salary of \$110,000 for Mr. Brown.**

17  
18 And others, yes

19  
20 **Councilmember Catania**

21  
22 **On how many occasions did you speak with Lorraine Green regarding Sulaimon Brown?**

23  
24 At what point in time, because we had many conversations after...

25  
26 **Let's just say prior to the Sunday, the 23<sup>rd</sup> of January, when you contacted Talib Karim.**  
27 **How many times had you spoken with Lorraine Green, or had a conversation with her, or**  
28 **frankly anyone in the administration, regarding Sulaimon Brown?**

29  
30 I don't recall, but the only documentation I had was the one, as I mentioned in December. I  
31 don't recall discussing him with her.

32  
33 **So it's entirely possible that you could have.**

34  
35 It is possible.

36  
37 **You have one notation, one indication, that you spoke to Lorraine Green about Mr. Brown**  
38 **in December.**

39  
40 That's correct

41  
42 **And tell us again what the nature of that conversation was?**

43  
44 I don't recall the conversation, but as part of these investigations I had my notes, and there was a  
45 conversation on or about December 30<sup>th</sup> and there were five things, unrelated matters, that we

1 discussed, most of them related to the inauguration, and then one item, I wrote 'need to discuss  
2 Sulaimon Brown'...

3  
4 **With the Mayor**

5  
6 Yes

7  
8 **Lorraine Green communicated with you in the end of December that you needed to talk**  
9 **with the Mayor about Sulaimon Brown, and you didn't inquire as to why?**

10  
11 I do not recall the conversation – that is the notation I had in my notebook.

12  
13 **So why then, if you don't recall the conversation, and you don't recall talking to the**  
14 **Mayor...**

15  
16 No I know I did not talk to the Mayor

17  
18 **Ok so you didn't talk to the Mayor, and you can't recall whether you had a subsequent**  
19 **conversation with Lorraine Green, why then did you take it upon yourself to help him get a**  
20 **job?**

21  
22 As I stated, with that as the backdrop, my notes with Ms. Green, and then his persistence...

23  
24 **The notes that you attest to were that you simply were instructed by Ms. Green to talk to**  
25 **the Mayor about Sulaimon Brown. You didn't testify that it was to get him a job, so**  
26 **where's the leap? How did it go from you were instructed to talk to the Mayor about**  
27 **Sulaimon Brown, to getting him a job?**

28  
29 I'm sorry I want to clearly recall what my note said, and I believe it said about a position. In fact  
30 it does say, "need to check regarding reaching out for a position."

31  
32 **So did you ask Ms. Green why that was the case?**

33  
34 Again, I don't recall the conversation – this refreshed my recollection.

35  
36 **Do you recall Ms. Green calling you to assist with getting anyone else a job?**

37  
38 None specifically come to mind, but I know we had other resumes and referrals.

39  
40 **But are there other notes in your records where Ms. Green specifically asks you to assist**  
41 **anyone besides Sulaimon Brown in obtaining a position?**

42  
43 I would have to go back to my notes – I didn't do a search for other names

44  
45 **So when this did, as you described it, explode with the allegations that Mr. Brown had**  
46 **conversations with the Mayor and Lorraine Green about a position, and that ultimately**

1 **Mr. Howard Brooks served as the intermediary to exchange cash, when this came out, and**  
2 **there is at least reported evidence of 11 phone calls when Ms. Green called Mr. Brown. Not**  
3 **total, but 11 times between July and October of 2010 when Lorraine Green called Mr.**  
4 **Brown regarding a job. That's how it was reported. Then you saw your notes, that in fact**  
5 **she did ask you to talk about a position. Did you ever have an occasion to ask her, was**  
6 **there such an arrangement?**  
7

8 Well, as soon as that story came out we had multiple conversations wherein both she and the  
9 Mayor, separately, said no such thing occurred.  
10

11 **Did she explain why she would have had 10 phone calls with him?**  
12

13 Well at the time we had the conversations, both she and the Mayor, they were only going by  
14 what was reported in the Washington Post, and neither of them found it credulous, in terms of  
15 the numbers that were reported. But the question is, were there actual conversations. He was  
16 known to have called a lot, but did they actually have conversations but her point was, yes I  
17 talked to him over the course of the campaign, but at no time was there any agreement or  
18 commitment or guarantee of a job.  
19

20 **Ms. Hall you misunderstand the question. There were 11 times when Ms. Green called**  
21 **him. Obviously there were many, many more times when he would call them. But there**  
22 **were at least 11 instances that she called him between July and October. Did you ever**  
23 **question her about why she needed to call him so many times?**  
24

25 No, as I said, when that story broke, what we talked about was in the Washington Post.  
26

27 **I'm just wondering about this. In the middle of this you're the Chief of Staff, Ms. Green is**  
28 **still at Amtrack, there are these allegations that she has at least 11 phone calls to Sulaimon**  
29 **Brown, there's an allegation that a job has been promised, you have in your notes, her**  
30 **actually talking to you about a position, and you have to be wondering, how do I get to the**  
31 **bottom of this, and is there any truth in this. Were you not curious if there could be some**  
32 **credibility to the story?**  
33

34 No I didn't find any credibility to it, but I was responding to was your question about the 11  
35 alleged calls, and I did not question her why did you call him, and we did not talk about that, but  
36 we did in fact talk about the allegations at length, and she did say that the Mayor had admitted to  
37 consideration for him in the administration but no one guaranteed him anything, no exchange of  
38 money, none of the other things that were cited in the Washington Post.  
39

40 **But that isn't the way it's reported into your notes – it's reported into your notes about**  
41 **obtaining or finding a position for him – it isn't having an interview for him.**  
42

43 It isn't about obtaining a position for him. Just me be clear, the wording says 'need to check  
44 with Vince regarding reaching out for position' so I do not take that to mean obtaining or finding  
45 or directing. So I just want to clarify.  
46



1 **Councilmember Barry**

2  
3 **Do you think it was a mistake to place Sulaimon Brown in Health Care Finance?**

4 Given everything that I know, yes I do, I think that was a big mistake.

5  
6 **What about Mr. Karim?**

7  
8 Given what I know now....I think Talib was a good fit for the agency, I think he would have  
9 done well. What transcribed subsequently, yes. But I think Talib would have been very good in  
10 his role.

11  
12 **Do the District of Columbia have a comprehensive vetting service for the excepted and  
13 executive service?**

14  
15 No I don't think so. I would like to commend this committee for addressing those issues in order  
16 to end up with some clarity. I don't think it's clear-cut. I think there's some opportunity to  
17 improve the vetting process. This isn't a new issue, I think the microscope has just surfaced  
18 these issues.

19  
20 **Councilmember Cheh**

21  
22 **On Jan 27<sup>th</sup> you received an e-mail from Lorraine Green with information about Mr.  
23 Brown's background. Now this was officially before he was set to start. So you had this  
24 information. What if anything did you do with it? It had for example references to his  
25 credit report.**

26  
27 Now this was another error on my part. I did not look at this information until after the fact.

28  
29 **And then within a week or his being hired, Mr. Brown was reported to be a problem child  
30 and acting out at DHCF, and when asked about this by Judy Banks, you said that he was a  
31 "special case." What did you mean by this?**

32  
33 His behaviors were rather special and that I would follow up. I was more comfortable with Mr.  
34 Turnage and addressing them with Mr. Turnage and Talib.

35  
36 **And what did you do exactly?**

37  
38 I did talk to Talib, but I did not find out some of the more detailed things he did until later. But  
39 when I talked to Talib I simultaneously sent Mr. Brown a note, saying you've been there two  
40 weeks, how is it working out. I wanted to hear from him how it was going on, to get both sides,  
41 and then talk to Mr. Turnage. As things progressed in fact that's when more details came out  
42 about his interactions with the staff, which was inappropriate, and Mr. Turnage's concerns, and  
43 that's what led to his termination.

44  
45 **Now according to Mr. Turnage and Mr. Karim, they had difficulty with Mr. Brown almost  
46 from the beginning, and they were planning on removing him even before it came out in**

1 the papers about his allegations and so on. And you were brought in on that, and they  
2 testified basically you said do what you have to do. Is that fair?

3  
4 That's correct

5  
6 We've been trying to get in touch with your son, to talk about his hiring at DPR, and he's  
7 told us over the phone that he was out of town, looking for jobs, and he didn't know when  
8 he would be back, creating the impression that it could be months, weeks, days. It was not  
9 particularly helpful. Do you know when he's expected to return to the District?

10  
11 No, that was misleading, it's not going to be months – he has an open-ended, he travels to be  
12 cheap, when you don't have a return date, it's kind of like stand-by. At some point next week I  
13 think he's returning. But I think he indicated to the individual he spoke with that he's scheduled  
14 to leave again. So it'll be a small window when he'll be in town.

15  
16 Alright, we would appreciate some cooperation, so were a little surprised that it was open-  
17 ended and recurring, and it seemed to us that we would have a difficult time getting him to  
18 appear.

19  
20 It seems to me, hearing all the testimony, that we have a cozy relationship between you,  
21 Judy Banks, and Lorraine Green. You all know each other, you're friends, you've all been  
22 involved in personnel, there are various decisions made by you, Ms. Banks, Ms. Green. I  
23 know you've characterized some of these things as mistakes, sometimes big mistakes. But  
24 there's a certain cavalier attitude about how's hired, how much they're paid, and the  
25 process of vetting. It just seems for professionals in personnel, this fell below normal  
26 standards of competence, it's the overall impression I'm left with, and I'm surprised. And  
27 it's come back to haunt this executive at the beginning stages of office. I'm surprised by  
28 the combination of the errors, and the three of you collectively making these errors.

29  
30 Councilmember Catania

31  
32 How is it that Sulaimon Brown came to find you? At the end of December Lorraine Green  
33 told you about reaching out for a position for him, or whatever the language was, and how  
34 is it that Sulaimon Brown knew to find you to assist him with that particular endeavor?

35  
36 I don't remember exactly, but I know we did have various press conferences when we announced  
37 a new group of people for appointments. Sulaimon was always there, and at some point I spoke  
38 to him, and said come by my office and schedule some time.

39  
40 Do you remember when?

41  
42 I do not think, I think it was early January

43  
44 So within days of Ms. Green mentioning to find his a position, he finds you at a press  
45 conference, and you ask him to come back to your office. Is that when the interview took  
46 place, or did you have a subsequent interview with him?

1 No, I had the conversation telling him to make an appointment.

2  
3 **When did you have this appointment?**

4  
5 I don't know.

6  
7 **You don't have a schedule?**

8  
9 I don't have access to that anymore, since I'm not longer employed.

10  
11 **Would it have been in the first two week or the last two weeks of Jan?**

12  
13 I'm not sure

14  
15 **Did you have more than 1 meeting?**

16  
17 I only recall the one meeting. I know we had multiple conversations, he may have come back at  
18 some point, but I recall the lengthy first meeting.

19  
20 **At that meeting he discussed with you the job at the Inspector General**

21  
22 Yes

23  
24 **Did he discuss with you the job at Health Care Finance?**

25  
26 No

27  
28 **How would you have been able determine, at your one meeting with him the topic of the IG**  
29 **job came up, and then subsequently when that fell apart, he then according to Mr. Karim,**  
30 **you called Mr. Karim, and you instructed him to find a position within DHCF that meets**  
31 **Sulaimon Brown's credentials. Did you ever Mr. Karim to do that?**

32  
33 When I met with Mr. Brown when we discussed the IG job, we discussed a lot more about his  
34 qualifications, and in that conversation we discussed some of the types of audits he had  
35 conducted, and some of his experience in health care, but we did not discuss a position in health  
36 care finance at that time. I did subsequently reach out to Talib, and...

37  
38 **You instructed him to find a position within DHCF that meets his credentials.**

39  
40 No I told him to find an auditor type position, which is reflected in one of the e-mails you have  
41 before you.

42  
43 **How many times in January did you communicate with Lorraine Green regarding**  
44 **Sulaimon Brown?**

45  
46 I only recall the one time in December, I don't recall any conversations in January

1 **I'm talking about e-mails or phone conversations**

2  
3 I don't have any e-mail exchanges with her

4  
5 **We're looking at an e-mail in January 27<sup>th</sup>, 2011, that I understand is from Lorraine Green**  
6 **to you, that has attached Mr. Brown's credit report, and goes into some detail about how**  
7 **he has a less than stellar credit past. Do you not remember receiving this e-mail?**

8  
9 Yes, I've seen that e-mail.

10  
11 **Did you see it at the time or after?**

12  
13 After

14  
15 **After he was hired?**

16  
17 Yes

18  
19 **So this e-mail comes in on a Thursday from Lorraine Green, and you don't see it until**  
20 **when?**

21  
22 I don't recall

23  
24 **How do you know he was hired on the 31<sup>st</sup> of January?**

25  
26 I don't

27  
28 **Mr. Brown was hired on the 31<sup>st</sup> of January, in other words, Mr. Karim took your**  
29 **instructions and found a position for him. He started on the 31<sup>st</sup>. You received an e-mail**  
30 **from Lorraine Green on the 27<sup>th</sup>, and let me be honest, my perceptions are that there are**  
31 **more contacts than we are being led to believe. Do you have a private e-mail address?**

32  
33 Yes

34  
35 **Do you communicate with Mr. Green on your private e-mail address?**

36  
37 In a limited fashion

38  
39 **You should have access to all of them. Have you had occasion to go through your e-mail**  
40 **and look at ones regarding this subject with Lorraine Green?**

41  
42 Yes

43  
44 **There were conversations on your private e-mail with Lorraine Green regarding Sulaimon**  
45 **Brown?**

1 No

2  
3 **You've gone through all of them, there wasn't one?**

4  
5 The same document you're going through there, was also in my private e-mail. But there were  
6 not discussions about Mr. Brown in my private e-mail.

7  
8 **Have you produced these private e-mails, so these issues can be confirmed?**

9  
10 I've produced it to the U.S. Attorney

11  
12 **Councilmember Cheh**

13  
14 **Was Lorraine Green a central figure in hiring in this team?**

15  
16 Lorraine was more involved in the early part, in the search firm, so the hiring that came later she  
17 was not. My understanding of her role during the transition, even though she was part of the  
18 transition team, was working more with the transfer of information from the previous  
19 administration. So she worked closely with the former City Administrator, Neil Albert.

20  
21 **But she was involved in the team. If she wasn't the central figure in the latter part, who**  
22 **was? Was that you?**

23  
24 It was a combination of me and Ms. Banks

25  
26 **Was it your understanding that you were asked to resign by the Mayor on the eve of your**  
27 **testimony, so that you would not testify?**

28  
29 No, that was not my understanding.

30  
31 **I would like to make a point of clarification. Again I accept responsibility for poor**  
32 **judgment. But regarding my son, I felt like I was acting arm's length. Unlike other**  
33 **individuals that I sent to other agencies to be hired, I encouraged him to not take other**  
34 **jobs, to have an experience as a civil servant and encouraged him to come in and be**  
35 **considered. He worked on a campaign, and became interested in the whole one city vision**  
36 **and the changes Mr. Gray planned to make in the District. I wanted him to be considered**  
37 **like many other young people that I was bringing into the administration. With those**  
38 **young people, I did place them. But with him, I attempted to be arm's length. Again in**  
39 **hindsight I recognize that might not be the case, but that was the intent.**

# **Exhibit 23**

**Council of the District of Columbia  
Committee on Government Operations and the Environment  
Testimony of Judy Banks  
Unofficial Transcript  
April 29, 2011**

**Councilmember Cheh**

**In terms of the transition, could you tell me what your role was there?**

I worked with the chair of the transition team for human resources, Constance Newman. Who was responsible for assisting the Mayor in deciding of the current, previous administration excepted service employees who he was going to retain or accept their resignation or if he was going to retain them but in different positions.

**In that transition relationship, what was your role with respect to Lorraine Green?**

None, as it relates to that.

**Well, in general. Did you talk every day, did you see each other every day?**

I saw her at the transition office, I worked a couple hours every day.

**Ok, but it wasn't just that you saw her, you had conversations on a daily basis? Not just pleasantries, about matters of the transition?**

Yes, some, but primarily my conversations were with Ms. Newman.

**How long have you known Lorraine Green?**

Since 1977

**And in you would characterize her as a friend?**

Yes

**A good friend?**

Yes

**Someone that you would have contacts with even outside of the office?**

Yes

**And does Lorraine Green have experience in personnel matters as well?**

1 Yes, she does.

2  
3 **And how did you first come to know her?**

4  
5 It was through what was then called the Department of Human Services, what is now called  
6 Human Resources. She was the budget officer for the Commission on Social Services, I was the  
7 administrative officer for the Youth Services Administration.

8  
9 **So it's fair to say it's fair to say that you not only have had a personal relationship, but a**  
10 **professional relationship for many, many years?**

11  
12 Correct.

13  
14 **How about Gerri Mason-Hall, how well do you know her?**

15  
16 I met Gerri when she came to work for the DC Office of Personnel when Lorraine was the  
17 director of the DC Office of Personnel under Mayor Kelly, about 91 or 1992.

18  
19 **And would you also say that Gerri Mason-Hall is a personal friend?**

20  
21 She is an acquaintance. I wouldn't call her a friend, close acquaintances. We are in a club  
22 together.

23  
24 **She was also involved in personnel matters?**

25  
26 I think her involvement was more with the resumes that were coming into the transition team  
27 website. And she was working with the website.

28  
29 **Now did you have any contact with her regarding hiring or personnel matters prior to the**  
30 **transition?**

31  
32 No

33  
34 **And how well do you know Mr. Howard Brooks?**

35  
36 I met Mr. Brooks about 6 or 7 years ago, when then Chairman Gray was running for Council  
37 Chair and I was introduced to him and I was admiring this classic car that he had.

38  
39 **That's when you met him, have you remained in contact with him? Would you**  
40 **characterize him as a friend?**

41  
42 No. No.

43  
44 **Could you describe what you saw or what you know about his relationship with Lorraine**  
45 **Green?**



1 I don't know about their relationship.

2  
3 **Can you describe what you saw or what you know about his involvement in the transition**  
4 **team?**

5  
6 I just saw him sitting in his office, I don't know what he was responsible for.

7  
8 **So did you have occasion to talk with him about the hiring of his son?**

9  
10 No

11  
12 **Did you have occasion to know if Lorraine Green and Howard Brooks conferred or had**  
13 **contacts in the transition office?**

14  
15 No.

16  
17 **Could you describe the layout of that office and why you wouldn't be able to see who was**  
18 **talking to who?**

19  
20 When you walked into the office the first area was a reception area and then there were three  
21 separate offices. One for the finance guys.

22  
23 **When you came into your office were you not able to see people in their offices?**

24  
25 No, most of those office doors stayed closed. The office that Ms. Newman and I were in was  
26 way down the hall.

27  
28 **I want to talk a little about salary. Who determined what your salary would be?**

29 Ms. Hall

30  
31 **At the time that you were at DCHR you were on leave from the Convention Center,**  
32 **correct?**

33  
34 Correct, on leave of absence.

35  
36 **And your salary was \$127,000?**

37  
38 Correct

39  
40 **And your salary was \$180,000?**

41  
42 Correct

43  
44 **So when you say that Ms. Hall determined the salary, did you have a conversation with**  
45 **her?**

1 She told me that was what my salary would be.

2  
3 **So she just announced, you didn't discuss, you didn't talk about it with her?**

4  
5 The previous administration's director was paid \$170,000.

6  
7 **It was \$161,000 so this was \$19,000 more and was considerably more than the other**  
8 **position that you held. So, I'm wondering how you came to the \$180,000.**

9  
10 That person had never served as Deputy Director for Personnel for local or state jurisdiction, had  
11 never served as director for a state or local jurisdiction, and if that person could earn \$170,000  
12 for 33,000 employees and I'm dealing with 250 employees at the Convention Center, clearly the  
13 salary had to be commensurate with the duties assigned.

14  
15 **But at the Convention Center you were earning \$127,000. How did the conversation go to**  
16 **arrive at the figure of \$180,000? It just doesn't add up that Gerri Mason-Hall, in her head,**  
17 **would just arrive at \$180,000.**

18  
19 Well that was the conversation, if the previous director made X without your experience you  
20 clearly are qualified to make this.

21  
22 **What was this conversation? Did you go to her office?**

23  
24 It was a phone call

25  
26 **Someone initiated the call. Was it you or her?**

27  
28 I don't remember who initiated the call.

29  
30 **Did she indicate this was approved by the Mayor?**

31  
32 No, I assumed it was approved by the Mayor.

33  
34 **You assumed it was approved by the Mayor.**

35  
36 Absolutely

37  
38 **It was your impression from this phone call, that the Mayor had Gerri Mason-Hall as the**  
39 **person who would contact you about your salary of \$180,000.**

40  
41 Yes

42  
43 **In terms of your prior testimony, there are a number of issues that have come up about**  
44 **salaries. Some salaries were above the cap. You were quoted as saying that you like to deal**  
45 **in round numbers. Your own salary was above the cap. That suggested that you had**

1 **something to do with setting that number, even though as an experienced personnel**  
2 **director you would be familiar with the rules that it was above the cap.**

3  
4 When the Mayor made the decision that he was going to hire Ms. Hall, that he was going to pay  
5 her \$200,000 the decision was made inside of DCHR that we would have to prepare pay  
6 resolutions for both the executive and excepted pay services. I was curious as to why the  
7 excepted service pay schedule was higher than the executive pay service schedule. But it was  
8 what it was. So we prepared pay schedules raising both of those to \$250,000.

9  
10 **Ok, so there was a meeting with you and the Mayor and Gerri Hall about these pay**  
11 **schedules?**

12  
13 No, DCHR prepared pay resolutions. We submitted those to the Chief of Staff.

14  
15 **But that was long after we had conversations about jobs being above the cap.**

16  
17 No, but these were submitted back in January

18  
19 **This was well after these salaries were set.**

20  
21 I don't remember the timing, but it was in January.

22  
23 **But you had told the Post that you liked to deal in round numbers, the implication that you**  
24 **had set your own salary.**

25  
26 Not so much for myself, Dr. Akhter was paid \$180,000, Mr. Turnage was paid \$180,000. Irvin  
27 Nathan, Victor Hoskins were paid \$180,000.

28  
29 **But you had a role in setting those, as you're just testifying.**

30  
31 Discussions that I had with the Chief of Staff indicated that those would be the salaries for those  
32 individuals.

33  
34 **This passive tense... I have to get around it. Who did you have the conversations with?**  
35 **Who decided it?**

36  
37 Decisions were made on pay for all the agency heads in conversations with the Chief of Staff.

38  
39 **Councilmember Catania**

40  
41 **Ms. Banks I would like to give you an opportunity to respond to the testimony of Chief**  
42 **Ellerbe and Rochelle Webb with respect to the hiring of Brandon Webb. You will recall**  
43 **your testimony, I have it transcribed here, "Did there come a time when you had a**  
44 **conversation with Ms. Webb about moving her family to DC and wanting to find a position**  
45 **for her son?" You responded, "No, the conversation I had was with Chief Ellerbe who**  
46 **actually hired Mr. Webb. " I then asked, "And what else do you know about this hiring, I**

1 had understood that Ms. Webb had a conversation with you and said she was moving her  
2 son to DC and her son had certain qualifications for a job in DC and you had advised her  
3 about how you would go about doing that. “ And your response was, “No, that is  
4 incorrect.” So I then asked, “What is your recollection of the conversation about Mr. Webb  
5 with Chief Ellerbe?” and your testimony was that, “The Fire Chief came to me and told me  
6 that he would like to hire Brandon Webb and he informed me that this was Rochelle  
7 Webb’s son.” That is at odds with what Chief Ellerbe testified and what Ms. Webb  
8 testified and that is at odds with the email information that we have received with the  
9 government. What happened, according to the email, was that Ms. Webb sent you on Jan  
10 11<sup>th</sup> that said “As we discussed”, 3 minutes later you passed it along, and a few hours after  
11 that there was an email from Laverne Harvey-Johnson that was written to you and said  
12 “Judy, Brandon should be placed in what agency?” and you said “I need to figure that  
13 out.” When asked under oath, Chief Ellerbe testified that he had never asked you about  
14 Brandon Webb, that the first occasion that he had to meet him was when he showed up at  
15 his office. We have Ms. Webb’s testimony, we have Chief Ellerbe’s testimony, and we have  
16 the emails that all suggest that you were architect of hiring Ms. Webb’s son and yet you  
17 denied that under oath. You went so far as to say, and then I’ll give you a chance to  
18 respond, you went so far as when I later asked you, “When Chief Ellerbe communicated to  
19 you that he wanted to hire Brandon Webb did you tell him that it would be inappropriate  
20 because of the rules of nepotism.” And you said, “No, what I said was, this person lives in  
21 Arizona and you want him to serve as the community outreach person, I’m sure we can  
22 find someone else who can do that.” You had very elaborate, very specific testimony.  
23 Would you care to revisit that?

24  
25 My recollection remains the same.

26  
27 Your recollection is that you had no role in the hiring of Brandon Webb?

28  
29 I signed his offer letter, I signed his personnel action.

30  
31 And so you, I’m actually giving you an opportunity to clarify what is otherwise perjury.  
32 Because you perjured yourself, if you’d like to clarify it now, I’m giving you that  
33 opportunity. You said that it was in fact the Fire Chief that came to me. Your exact  
34 quotes, “The Fire Chief came to me and told me that he would like to hire Brandon Webb  
35 and informed me that this was Rochelle Webb’s son.” The fact that you knew, and there is  
36 evidence to suggest that you knew, because there is the email and you engaged in multiple  
37 emails on the subject of him. You had to have known that he was related to Ms. Webb.  
38 You were the one who initiated the hiring.

39  
40 Let me ask you one question, I have not been able to see any of the emails. Is it possible that I  
41 could have those emails.

42  
43 Absolutely we’ll have staff make those available to you. And we’ll read them back into the  
44 record.

1 And the reason I ask is because there was an email that came out from Loose Lips, which came  
2 out on April 7<sup>th</sup>, which I was able to get a copy of recently.

3  
4 **Well these emails, let me tell you, were produced pursuant to the request of this**  
5 **Committee. The custodian of the emails has been the Committee itself and they were**  
6 **forwarded to us. If you're suggesting that somehow the government tampered with this**  
7 **email...**

8  
9 No, no not at all.

10  
11 **On January 11, Ms. Webb sent you an email.**

12  
13 And the subject of that email was application for Director of Development; there is no position at  
14 DC Fire, that is apposition in DOES.

15  
16 **Ms. Banks, with all due respect, it appears that she had attached her son's email within**  
17 **what had been a back and forth between the 2 of you, it was an email chain. You don't**  
18 **originate a new email each time. It was very clear in the email that you received it said "As**  
19 **we discussed" with her son's resume attached, you say you're "On it", there is a very**  
20 **specific email to you that says "Judy, Brandon should be placed in what agency?" by**  
21 **Laverne Harvey-Johnson who is administrative officer for Department of Human**  
22 **Resources, and then you respond 8 minutes after "I need to figure that out."**

23  
24 But these were all after having discussions with Chief Ellerbe.

25  
26 **No, that is exactly the opposite of what he testified.**

27  
28 Well, you're going to have conflicting testimony. My testimony remains that Chief Ellerbe came  
29 to me about hiring Brandon Webb.

30  
31 **And may I just take a moment to pause. Madame Chair, I was hoping we would get some**  
32 **sort of resolution, some opportunity for clarification, to get the facts on the record. I don't**  
33 **see candidly, Ms. Banks, why you continue to dig yourself in a hole when the Chief was**  
34 **very clear and there is no evidence at all, and if you have some please provide it, that the**  
35 **Chief actually engaged in this conversation with you?**

36  
37 The Chief brought to the office of Personnel several personnel actions, one of which was  
38 Brandon Webb. And that was in January, I don't remember the dates, I think at the same time he  
39 was trying to hire a nurse, I don't remember the position but she declined, he was hiring Lon  
40 Walls, and one other position all of those..

41  
42 **Ms. Banks, the Chief could not have been clearer. And Ms. Webb's story and Brandon**  
43 **Webb's story and the email all suggest one series of events, and yours does not comport**  
44 **with that.**

45  
46 Let me be clear, what I recall is that the Chief came to me.

1 **But he specifically said he did not.**

2  
3 Ok. He said he did not, I say he did.

4  
5 **Your effort to obscure, if I could continue Madame Chair, in response to a series of**  
6 **questions asked by the Committee on March 28<sup>th</sup> she read the following questions, And I**  
7 **believe that you testified before the Committee when we were doing oversight that when**  
8 **you learned of these direct relationships with people, of people that were already working**  
9 **for the District, you had concerns about that. And that you raised concerns about that. Do**  
10 **you remember answering her question? Because you said, I did, you said “I had concerns**  
11 **about that”, and the Chair asked “Would you remind the Committee with whom you**  
12 **raised those concerns?” and you said, “With the Chief of Staff.” And you said that “When**  
13 **we were raised those concerns, we were told to process those actions.” She asked “By**  
14 **whom?” and you said “By the Chief of Staff.” Your response to the Committee chair**  
15 **indicates that you had concerns about the individuals hired because of who they were**  
16 **related to and yet the email that we just showed you indicates you facilitated those hires**  
17 **and you raised no such concerns.**

18  
19 No, the concerns that I had was with one director, with whom action was taken. And then there  
20 was an excepted service appointee that our general counsel and I had concerns and I raised those  
21 concerns with the Chief of Staff and with the Mayor’s general counsel. Those did not relate at  
22 all to Mr. Webb.

23  
24 **But the point is that you responded to her question saying that you raised concerns, her**  
25 **question went to the relationships of the hires to senior officials. She asked you if you had**  
26 **concerns about the hiring of these young people.**

27  
28 You are correct; I had concerns about the timing of these hires.

29  
30 **Ms. Banks that is at odds with the emails before us, because not only did you not express**  
31 **concerns about the hires, but you responded to Ms. Webb’s inquiry about her son’s**  
32 **employment within 3 minutes of her sending it to you and before lunch you had already**  
33 **had this whole hiring in the cue.**

34  
35 But that’s because I was acting on the Chief’s direction.

36  
37 **No, that’s not true, you can’t prove that. You have no evidence.**

38  
39 But you can’t prove that what I’m saying is not true.

40  
41 **Except that we have the email traffic that suggests otherwise. We have the Chief’s**  
42 **testimony that suggests otherwise. And we have Ms. Webb’s testimony that suggests**  
43 **otherwise. Madame Chair, thank you.**

**Councilmember Barry**

[Talks about Judy Banks' work experience for about 5 minutes. Talks about her career in the 70s, 80s, and 90s]

**When you were setting the salaries, with the pay resolution you had sent to the Chief of Staff, were you doing so under the assumption that the resolution would be sent to the Council?**

Yes.

**What would be interesting to see, Madame Chair, what happened with that. You worked for Mayor Williams at the beginning of his term. At the beginning of the term there's a lot going on. Was Mayor Gray's transition busy, a lot going on?**

It was fast-paced because it was my goal to have all of the excepted service, Directors done within 60 days. I think when I left in March about 140 excepted service positions existed, the Mayor had appointed 76, but there remained about 70 from the previous administration and that work continues to be done.

**Councilmember Cheh**

**There are two visions of a personnel director, and I want to get your take on the. There is the one where you determine if people are minimally qualified, that you ensure that their hiring does not violate any rules about nepotism or anything else and then there is one of the processor. Just getting the applications through as fast as possible. Then there could be another role where you're making sure everything is in compliance with rules and regulations and you're also setting salaries and placing people in jobs. Could you tell me what your view of the proper role of the Director and the office among those I've identified?**

Regardless of if it's for MSS, career, excepted, or executive service the office of personnel has an obligation to ensure that selections are fair, the qualifications are met, that position descriptions are available, that personnel actions are effected timely, and that all personnel rules are followed.

**So it is your obligation to ensure that salaries are in accordance with the law, that persons are minimally qualified, things of that nature. Well then you must have known that the salaries, including your own, were above the cap.**

Yes

**And before the news reports and before the committee got involved, is it your testimony that you informed or you were told by someone that it was okay that they were above the cap because there was going to be a resolution coming?**

1 Correct.

2  
3 **And I need to know when that was because I believe that we have a bit of an inconsistency;**  
4 **I believe that this action occurred after the light was shined on this issue.**

5  
6 When did I meet with you in your office with Drew? Because it was before then.  
7

8 **I will also say that because of my oversight role I had occasion to meet Gerri Mason-Hall**  
9 **and when I talked about it with her about it, about salaries being above the cap, she seemed**  
10 **surprised. The fact that all of this is being put back on Gerri Mason-Hall, that she told**  
11 **people to do this, she set the salaries, that is also at variance with some of the information**  
12 **that has come to the committee. So I would ask that you give some thought to that and to**  
13 **explain how that could be. It looks like your role was more involved than perhaps you're**  
14 **describing it.**

15  
16 My role was to make sure that as we put Directors and excepted service, there were 2 above the  
17 cap, Ms Hall and Warren Graves, and the other directors who I talked about earlier who were  
18 over the cap by like \$904, that we quickly got the pay resolution over to the Executive Office of  
19 the Mayor, it was given to both Ms Hall and the Mayor's General Counsel.  
20

21 **Who drafted it? Where did it originate from?**

22  
23 From the policy office in DCHR  
24

25 **So you were aware straight away that these were over the cap?**

26  
27 Yes.  
28

29 **And, again to follow rules and regulations, there were many salaries at the top of the salary**  
30 **range even when the Mayor finally acted, he said they had to be at the cap, and they came**  
31 **right at the cap. And I had asked you, was there no discussion to see if the salaries were**  
32 **appropriate? Because all that was done was to bring them within technical compliance.**  
33 **You said no, only because the salaries that the Mayor had wanted the individuals to make**  
34 **was higher. So your office's job was to ensure the following of personnel rules and**  
35 **regulations, but those regs say that salaries shouldn't necessarily be at the top of the range,**  
36 **they should be at the midpoint and go up from there.**

37  
38 That's for excepted service, these were executive.  
39

40 **But even in excepted service that was the case**

41  
42 In some cases that is correct.  
43

44 **And so, why if you thought it was the appropriate role of your office to look at this, why**  
45 **was there no question of salaries being set beyond the midpoint without further**  
46 **justification? Because it seems like you were saying, that's what the Mayor wanted.**



1 Those were the salaries that were appropriate based on the skill set of the appointees.

2  
3 **But you never looked at that. That was never evaluated by your office. It was just put**  
4 **through.**

5  
6 We processed the actions.

7  
8 **Yes, but I thought you had said that it was an appropriate role for your office to ensure**  
9 **that salaries were in conformance with rules, regulations, and the personnel manual which**  
10 **says you set it at the midpoint, if you go above that you have to justify doing so. But there's**  
11 **no indication anywhere in the record that was done.**

12  
13 The salaries were set as we felt were appropriate.

14  
15 **Again, that's passive. Who set the salaries? Your office didn't do that.**

16  
17 Our office did evaluate most of those applications and resumes.

18  
19 **But some of these salaries were received after the person was up and working.**

20  
21 Many of them came in at their orientation. Because DCHR decided that they were going to  
22 accept resumes because people had saw a program that accepts DC2000s, I don't know, wasn't  
23 working. Many were told that they could bring in their DC2000s with them at orientation.

24  
25 **Ms. Banks, we don't have any indication that your office, or you, followed the practice of**  
26 **aiming at the midpoint and then seeking further justification for going beyond that. It**  
27 **looks like, as you said before that you processed them.**

28  
29 That is correct.

30  
31 **Let me ask you about some particular salaries. Who determined Rochelle Webb's salary?**

32  
33 I did.

34  
35 **Ok. She had testified that she had requested a salary of \$150,000 plus relocation expenses.**  
36 **She said that you gave her a salary of \$165,000 plus unlimited "reasonable" relocation**  
37 **expenses. Why was her salary set above what she had requested?**

38  
39 She got the same salary as the previous DOES director. And there is nothing called "reasonable"  
40 unlimited relocation expenses.

41  
42 **Again, your testimony was that you set her salary. Who determined Cynthia Brock-Smith's**  
43 **salary?**

44  
45 That was provided to me by the Chief of Staff

1 **When she testified at an oversight hearing and I asked her she said that you called her and**  
2 **told her what her salary would be.**

3  
4 That has to be after a discussion with the Chief of Staff.

5  
6 **And so there was never any thought in your mind if that was appropriate given that she**  
7 **was making \$147,000 and her predecessor was making \$127,000.**

8  
9 I think again it has to do with her experience and her skill set.

10  
11 **But now you're saying that you had nothing to do with determining that skill set or**  
12 **experience, that you were just told by Gerri Mason-Hall.**

13  
14 The office of personnel would not just willy-nilly assign salaries without looking at the skill sets.  
15 Maybe some were not looked at as closely as others because it was fast paced, but the salaries  
16 were set.

17  
18 **But it looks like that's exactly what happened here. It looks like Gerri Mason-Hall told you**  
19 **the salary was \$147,000 and you processed that.**

20  
21 That's correct.

22  
23 **Well, that doesn't sound like oversight to me, it sounds like you processed it. Who**  
24 **determined Nicholas Hall's salary, the son of Gerri Mason-Hall?**

25  
26 Ms. Hall determined \$55,000. So she set her son's salary. She then said to me, "Would \$65,000  
27 be out of range?" I said no. I determined that \$65,000 would be appropriate.

28  
29 **So you set the salary?**

30  
31 Yes

32  
33 **The testimony I have from the previous hearing was that the salary was set by the Mayor's**  
34 **office and I asked "So is it fair to assume that Gerri Mason-Hall set the salary and then**  
35 **directed that the individual be hired by Parks and Recreation." You said, "Correct".**

36  
37 That's right.

38  
39 **Who determined Sulaimon Brown's salary of \$110,000?**

40  
41 Ms Hall did.

42  
43 **Who determined Milton Boyd's salary of \$65,000?**

44  
45 I believe that Ms. Hall agreed to it after consultation with Mr. Glaude who runs the operation  
46 that Mr. Boyd worked under.

1 **How do you know that?**

2  
3 I talked to Mr. Glaude

4  
5 **When did that occur? Did you talk to him before the hiring or since the hiring?**

6  
7 At the time that Mr. Boyd was selected for the position.

8  
9 **So explain to me how that happens. You're on the phone with somebody? I don't get how**  
10 **that happens.**

11  
12 Well, it's like any other director or agency head is trying to get their personnel through. When  
13 BB Otero came in as Deputy Mayor for Health and Human Services and she wanted to get her  
14 personnel through she calls in and says I'm bringing in "Sally Sue" and I'd like her salary to be  
15 X, and I said run that by Ms. Hall. Once that determination was made we processed that action.

16  
17 **But Milton Boyd wasn't part of someone's team, he was a relation to someone that was**  
18 **hired.**

19  
20 His relation with his mother was of no consequence to me.

21  
22 **Councilmember Catania**

23  
24 **Ms. Banks in your prior testimony before the Council I asked the following question and**  
25 **you answered thusly it was specifically in response to if you had a conversation with Ms.**  
26 **Webb about her son and you said no, you had not. Are you changing your testimony**  
27 **today?**

28  
29 I am just saying that I do not recall having a conversation with Ms. Webb about her son. I do  
30 recall having a conversation with Chief Ellerbe about her son.

31  
32 **But here is where your testimony shifts. I'm going to read back the question I asked you.**  
33 **"Well, let me ask you about Brandon Webb for a second. Did there come a time when you**  
34 **had a conversation with Ms. Webb about the fact she wanted to move her family to DC and**  
35 **she had a son who wanted to apply for a position in the government?" That's a direct**  
36 **question. You said, "No, I actually had a conversation with Chief Ellerbe who wanted to**  
37 **hire Mr. Webb." I then went on and asked, "And then what else did you know about his**  
38 **hiring, because I understood that Ms. Webb had a conversation with you about moving her**  
39 **family to DC and her son that had certain qualifications was interested in applying for a**  
40 **job in DC. And you advised her on how to go about doing that." And you said, "No, that is**  
41 **not correct." Now we provided you the email that demonstrates the following, it says from**  
42 **her to you "As we discussed" which suggests a conversation. You responded to her 3**  
43 **minutes later "On it." It's then forwarded to Laverne Harvey-Johnson who asks you**  
44 **"Brandon should be placed in what agency?" and you say "I need to figure that out." Now**  
45 **that stands in stark contrast to Chief Ellerbe calling you and saying "I want you to hire**  
46 **Brandon Webb." I have no doubt that you had a conversation with Chief Ellerbe, he**

1 testified as much. His testimony was that you asked him "Can you find a position for  
2 Brandon Webb?" And he answered "Yes". That's not a conversation that he initiated.  
3 After you had conversations, multiple ones according to the email, with Brandon's mother,  
4 you called him and asked him if he could help and he said he could. Now is that the way it  
5 went down?

6  
7 No.

8  
9 Now I want to caution you, you're testifying that Chief Ellerbe contacted you before the  
10 January 11<sup>th</sup> email that you're looking at, that he contacted you within his first week on the  
11 job about someone he would not have known who was living in Arizona at the time. That's  
12 your testimony?

13  
14 Again Chief Ellerbe spoke with me about hiring him.

15  
16 You initiated that call, did you not?

17  
18 No, I didn't.

19  
20 So Chief Ellerbe on his own, how would he have known Brandon Webb who was still living  
21 in Arizona? Do you have any evidence to suggest that?

22  
23 All I know is that the Chief brought over 4 personnel actions to hire excepted service employees  
24 and of those 4 Brandon Webb was one of them.

25  
26 Well Ms Banks I'm sure that happened, it happened after he agreed to hire him. How do  
27 you account for the email traffic, you have not disputed it, the email traffic goes back and  
28 forth between you and Ms Webb. Again, she forwards to you at 8:15am on January 11<sup>th</sup>,  
29 "As we discussed" with her son's resume attached, you fired back 3 minutes later "On it",  
30 within 2 hours your assistant is asking where the person should be placed, and unless this is  
31 a counterfeit, you're saying "I need to figure that out."

32  
33 Well, the email we're talking about had a subject line of Director of Development.

34  
35 No, if you look at the attachment it's Brandon Webb's resume. That's an interesting line of  
36 defense Ms. Banks but it doesn't hold up to the facts.

37  
38 Well, I'm looking at this email that appeared in Loose Lips

39  
40 Well, I'm sure that's an interesting email, Ms Banks, but I'm not concerned about what  
41 appeared in Loose Lips. I'm trying to give you an opportunity to clarify.

42  
43 I just don't remember seeing this.

44  
45 So you don't recall sending that email.

1 I don't remember seeing this.

2  
3 **Do you remember having conversations with Ms. Webb about hiring her son?**

4  
5 No

6  
7 **Not one?**

8  
9 No, but if this email indicative than there was an email conversation.

10  
11 **Did you have an email conversation with Ms. Webb about hiring her son?**

12  
13 That's obvious, there must have been one.

14  
15 **And it says as we discussed on January 11<sup>th</sup>, which suggests that you had more**  
16 **conversations, that this wasn't an initial case, it was "as we discussed". I think it's pretty**  
17 **clear from Ms Webb's testimony and Chief Ellerbe's testimony and the emails. With the**  
18 **remaining time I would like to move on to Nicholas Hall. Your testimony is that she did it,**  
19 **and she's saying that you did it. I'd like to give you a chance to respond.**

20  
21 Ms. Hall provided a copy of her son's resume to me, for placement in the Department of Parks  
22 and Recreation

23  
24 **Who selected the place, Parks and Recreation?**

25  
26 Ms. Hall did

27  
28 **Madame Chair, you've remember that's a direct contradiction with Ms. Hall's testimony.**  
29 **In the absence of her being here, we can't decide who to believe. In regards to the salary,**  
30 **there's also a contradiction. Ms. Hall claims that you came forward with the salary of**  
31 **\$65,000. I recall distinctly her saying that she thought that was too much, and she directed**  
32 **you, since he's a new grad, that his salary should be lowered to \$55,000. Is that your**  
33 **recollection?**

34  
35 Yes

36  
37 **Which is a little different from what you testified....she said that you recommended**  
38 **\$65,000, and she said \$55,000, and that's what you settled on**

39  
40 Well we never settled on \$55,000, because if that was the case his personnel action would have  
41 reflected \$55,000

42  
43 **So therein lies another contradiction between your testimony and yours. Let me go back to**  
44 **Ms. Webb, who's actually here. Do you remember when you had your initial conversation**  
45 **with her about hiring her son?**

1 No, I do not

2  
3 **Councilmember Barry**

4  
5 **In terms of the e-mail chain, you said as we discussed. Do you have occasions to send an e-**  
6 **mail and then characterize that as a discussion? Do you ever do that?**

7  
8 Yes I do. I think in the last testimony Mr. Catania was concerned by what I meant when I said  
9 'on it.' With some folks it's 'got it' with some it depends on what it is and who it is. People use  
10 different terminology.

11  
12 **I got the impression from your testimony and Ms. Hall's testimony, that the Chief of Staff**  
13 **was directing all this traffic in terms of personnel – where people should go. How did this**  
14 **process work?**

15  
16 The appointments that were to be made were communicated by the Chief of Staff

17  
18 **E-mailed or telephoned?**

19  
20 Mostly telephoned. We received the documents, some of the documents were e-mailed but most  
21 were handed to me. We would process the documents in personnel, get the offer letters ready,  
22 and once we heard back from the candidate that they accepted the offer, we would set up a  
23 orientation date.

24  
25 **Were you responsible for the offer letter?**

26  
27 Yes

28  
29 **You did that after it had been authorized by the Chief of Staff?**

30  
31 Correct. For executive and excepted service

32  
33 **Were there times when offer letters went out that had not been authorized by the Chief of**  
34 **Staff?**

35  
36 No

37  
38 **Is it your responsibility to act on the salaries within the cap as you understand at the time?**

39  
40 Absolutely, and as I indicated before, it was never the intent of the Dept of Human resources to  
41 usurp the authority of the Council to set pay.

42  
43 **I know the Mayor had intended to send that over, and you were acting on the assumption**  
44 **that it would be sent over.**

1 Correct. And not only sent over for passage, but quick passage. We worked very quickly with  
2 the Mayor to try to get the two pay resolutions passed quickly.

3  
4 **And I think that's right – everyone has the same story. I think Mayor Gray did intend to**  
5 **send those over, but it never happened, and I think that's unfortunate. But not deliberate.**  
6 **I think there were just so many things going on over there. This is a big government. Back**  
7 **to Chief Ellerbe. Did you take notes on every conversation you had?**

8  
9 No, you don't have time to take notes on every conversation

10  
11 **So it's possible that a number of your recollections may not be exactly what happened, but**  
12 **just your best recollection**

13  
14 That's correct

15  
16 **So I don't have any problems with any slight inconsistencies. He came over to your office?**

17  
18 Chief Ellerbe? Yes

19  
20 **He brought four applications with him?**

21  
22 He brought four personnel actions with resumes attached

23  
24 **So you're saying that there had been no discussion about Brandon Webb between you and**  
25 **the Chief?**

26  
27 No there had been discussions - telephone conversations. Basically he said that he would hire  
28 Brandon Webb, and I said 'ok, how are you going to explain that you're hiring someone from  
29 Arizona into a position that a resident could certainly perform?' I really didn't get a response to  
30 that, but he said 'he has the qualities I need and I'm going to hire him'.

31  
32 **You didn't get an answer to that?**

33  
34 No

35  
36 **Even after you pointed out to him, that even from a political point of view, it didn't look**  
37 **good.**

38  
39 But he didn't have to respond. It's the same kind of question that citizens can ask the Mayor.  
40 Like why are we hiring a Director from Arizona when we can hire a resident? So no response is  
41 necessary.

42  
43 **Councilmember Cheh**

44  
45 **I want to return to the issue of the salaries. Who determined the salary of \$65,000 for**  
46 **Milton Boyd?**

1 I believe Stephen Glaudet did, and it was approved by Ms. Hall.

2  
3 **So the first time you were aware of that salary was when Gerri Mason Hall told you that**  
4 **was what the salary would be?**

5  
6 Yes

7  
8 **Who determined Peyton Brook's salary of \$110,000?**

9  
10 Ms. Hall

11  
12 **And how did that occur? She called you up and said Mr. Brooks should earn a salary of**  
13 **\$110,000?**

14  
15 Yes, in the office of the Deputy Mayor for Economic Development

16  
17 **And who determined Leroy Ellis' salary? The neighbor of Howard Brooks, at \$125,000.**

18  
19 Mr. Ellis recommended that his salary be \$125, the range...

20  
21 **He recommended to whom?**

22  
23 To me. When I was told we were hiring Mr. Ellis

24  
25 **Who told you to hire Mr. Ellis?**

26  
27 Ms. Hall

28  
29 **So Ms. Hall called you and told you we're hiring Mr. Ellis, and then what happened? She**  
30 **didn't say anything about the salary?**

31  
32 No I discussed that with Ms. Webb. And she said she would talk to him about it during the  
33 interviews

34  
35 **You discussed that with Ms. Webb, Leroy Ellis' salary?**

36  
37 Yes, he worked for Dr. Webb

38  
39 **Ok, so he said he wanted \$125,000?**

40  
41 Right, and I said we would have to discuss that with Dr. Webb. So she talked to him, she  
42 interviewed him, her deputy interviewed him, and they decided on that salary. She hired him at  
43 \$125,000.

44  
45 **Who determined Leslie Green's salary of \$85,000?**



1 Crystal Palmer came up with a salary but I think it was Ms. Hall and I to finally agree on \$85

2  
3 **So when you say Ms. Hall and I finally agreed on this, you must have had a lot of**  
4 **conversations. It sounds like there were many conversations when the two of you sort of**  
5 **worked out the appropriate salary for someone.**

6  
7 Yes

8  
9 **In all these conversations that you had, did you ever wonder if these salaries were an**  
10 **amount that Mayor Gray would approve?**

11  
12 It was my full assumption that Mayor Gray was on board with these salaries

13  
14 **And was that simply because it was coming from the Chief of Staff**

15  
16 Absolutely. That's the way it has operated under the previous two mayors that I served as  
17 personnel director for.

18  
19 **Now you knew who these people were, I take it. You knew Milton Boyd was an adult child**  
20 **of Ms. Boyd. You knew Peyton Brooks was the adult child of Howard Brooks. You knew**  
21 **that Leroy Brooks was somehow connected...**

22  
23 I did not know that

24  
25 **Ok, but you knew that Leslie Green was the daughter of Lorraine Green. Now in all of**  
26 **these cases, because these people were related to people who might have been working in**  
27 **the government, including Nick Hall, you were asked at the last hearing, when you found**  
28 **there were these direct relations, people working in the government or the transition, did**  
29 **you have concerns about that or raise questions. Your answer was I did. You said you**  
30 **raised them with the Chief of Staff, but you were told to process those actions. And I asked**  
31 **by whom, and you said the Chief of Staff. Now again going back to this notion of the**  
32 **oversight role in the personnel office, you knew that Nicholas Hall was the son of Gerri**  
33 **Mason Hall, and in this testimony you shared your concerns about his hiring, presumably**  
34 **with Ms. Hall herself. Gerri Mason Hall testified that she doesn't remember any**  
35 **conversation with you about that topic.**

36  
37 Yeah well we had conversations about all the children. And the question I specifically asked  
38 was, why are we doing this now? When you go back and you read the DC code for excepted  
39 service appointments, the Mayor can be very flexible in his hiring. Those appointments have to  
40 fall within one of three categories: confidential, policy determination, or policy advocacy. All of  
41 those excepted service appointments fell into confidential or policy advocacy.

42  
43 **What do you mean by why are we doing this now?**  
44

1 It's no problem that some of these children worked on the campaign, or possibly could support  
2 the Mayor as policy advocates, but why wouldn't we make sure that we got in the Directors first,  
3 and do these excepted service appointments much later.

4  
5 **So they could be smuggled in at a later time...**

6  
7 Appointed at a later time

8  
9 **Appointed at a later time because it would be less noticeable?**

10  
11 No because it seemed to me that we should have finished all the Directors first.

12  
13 **But there were lots of other people being brought in that weren't Directors. So it wasn't**  
14 **just that you wanted to bring in the Directors first, and then the other people, it was that**  
15 **these people who were below the Directors had these relationships that were of concern. So**  
16 **you wanted to put those off for a later time.**

17  
18 Right

19  
20 **Did you have that specific conversation with Gerri Mason Hall?**

21  
22 I did

23  
24 **And again I would remind you that she doesn't recall any conversations about that**  
25 **particular topic**

26  
27 I stand by my statement

28  
29 **In terms of Mr. Hall and his salary and his position. Did you specifically raise the question**  
30 **of nepotism?**

31  
32 No

33  
34 **Did you consider whether nepotism was involved in his hiring?**

35  
36 No

37  
38 **Why not?**

39  
40 Because he was working in an agency that was outside of his mother's purview.

41 **But as Chief of Staff and direct in line from the Mayor, and you said that most of the time**  
42 **when she communicated with you, you thought that she spoke for the Mayor. Does that**  
43 **not put her at the pinnacle?**

44  
45 No, B.B. Otero, as the Deputy Mayor for Health and Human Service, under which Parks and  
46 Recreation falls, would be the person

1 **Well but in terms of any assessment of nepotism, would it not be the person whose**  
2 **influence, not just authority, but influence would extend to those positions within the**  
3 **government. So example, if the Mayor had someone hired in any position in the**  
4 **government, that would raise the nepotism question for you, wouldn't it?**

5  
6 It did not for me.  
7

8 **No I'm asking you a hypothetical question. If the Mayor hired a relative in the**  
9 **government, would that not raise a nepotism question in your mind, because he sits at the**  
10 **top?**

11  
12 It would depend on the type of appointment. Whether it's competitive or MSS...  
13

14 **No if it's a kind of appointment like this, it's Mr. Hall. If the Mayor directed that Mr. Hall**  
15 **be hired, would that not have raised the question for you of nepotism?**

16  
17 No  
18

19 **Because?**

20  
21 It was an excepted service appointment...  
22

23 **But nepotism rules apply across the District employment spectrum.**

24  
25 I did not read that. I read in the DC Code that nepotism rules applied to the career service only.  
26

27 **Well you know there's a federal law that applies to the District, which includes application**  
28 **across the board. You've had a career in personnel, that's something you should know,**  
29 **right?**

30  
31 But not federal law. I know District law.  
32

33 **But federal law applies to the District**

34  
35 This is what we were told by the General Counsel for DCHR during a previous hearing  
36

37 **And she said yes**

38  
39 But that was after we already hired 140 or so people  
40

41 **So you had no knowledge of this, in other words**

42  
43 No  
44

45 **In terms of these other hires, I assume that you appreciate the political dimension of what**  
46 **this might look like**

1 I did

2  
3 **So you said let's not do it now, we could probably do it later. But when you say that you**  
4 **had these conversations with Gerri Mason Hall, she said that she doesn't remember having**  
5 **this conversation about that aspect of it, but nonetheless, when you had these conversations**  
6 **did you raise the political ramifications of the problem?**  
7

8 I just said it could be problematic for the Mayor

9  
10 **Was it your understanding that she would carry that message to the Mayor?**

11  
12 We did not discuss that

13  
14 **Councilmember Catania**

15  
16 **Did you ever discuss with Linda Wharton Boyd the role she might or might not have**  
17 **played in hiring her son? Did she ever discuss with you that her son was looking for a job?**  
18

19 I don't recall that I discussed that her son was looking for a job

20  
21 **Did you have any role in placing her son in a job?**

22  
23 I signed his offer letter and his personnel action

24  
25 **Let me ask, have you had any occasion yet to speak to the federal authorities regarding this**  
26 **investigation?**  
27

28 Yes

29  
30 **And when was that?**

31  
32 A month ago, at least, I don't know the exact date

33  
34 **Did you ever have an occasion to talk with Ruben Charles about staffing choices?**

35  
36 No

37  
38 **You mentioned there were three criteria by which an excepted service employee can be**  
39 **hired if they serve a private function...**  
40

41 Policy advocate or policy determination

42  
43 **How would you account then for Peyton Brooks' placement within the Department of**  
44 **Economic Development?**

45  
46 Policy advocacy

1 But the evidence suggests that he was placed there without even a position. I'm looking at  
2 an e-mail from Brian Kenner to you on January 19<sup>th</sup>, and it says 'Ms. Banks I referred to  
3 you by Gerri Hall, who said I could get resumes for two employees who recently joined our  
4 office, Darnetta Tias and Peyton Brooks, we're trying to match their skill sets and  
5 backgrounds with opportunities in our office. Thank you and please let me know if you  
6 have any questions.' It suggests that they were essentially hired, and a salary was given,  
7 without there being any understanding of what they would do or whether or not they  
8 would fit into any of these criteria.

9  
10 I was asked to place them in the Office of the Deputy Mayor

11  
12 I appreciate this, Ms. Banks, but you were asked about the exceptions, how could you place  
13 these people, and you cling to the notion of minimally qualified, so long as they're 1 2 or 3.  
14 Well here we're simply placing people, we're just giving them checks, we're giving them  
15 jobs without there being a job. And it's an afterthought, what you will do is an  
16 afterthought. So I think that lays aside any credibility that this personnel process has had  
17 with respect to these individuals.

18  
19 Why did you feel it necessary to contact Lorraine Green following the revelation  
20 surrounding Cherita Whiting, and whether she had appropriately checked the box for  
21 criminal record?

22  
23 I don't remember the e-mail, can you read it to me?

24  
25 Linda Wharton Boyd had received an inquiry from Jeff Anderson of the Washington  
26 Times, it eventually finds its way to you, and then you forward it to Lorraine Green with  
27 'this is not good.' And it's the correspondence from the reporter asking questions. Why  
28 would you contact, and again in none of the correspondence involving this particular issue  
29 is Ms. Green mentioned, but you take it upon yourself to forward all of the information to  
30 her with the caption this is not good. Why would she be involved in damage control?

31  
32 Only because Cherita Whiting worked at the campaign, and she would know more about what  
33 happened on the campaign than anyone else

34  
35 But this is not campaign related, this is you giving Lorraine Green a head' up

36  
37 It's because I do not know Ms. Whiting, and Ms. Green obviously does because Ms. Whiting  
38 worked the campaign

39  
40 But you assumed as much, you had no evidence of that. Did you have conversations with  
41 Ms. Green about hiring Ms. Whiting?

42  
43 No

44  
45 Why would it have been any of Ms. Green's business? At this point we're in the middle of  
46 February, when this information is brought to your attention, you don't include Ms. Green

1 in your responses to everyone else – you make it a special point to send a special inquiry to  
2 her.

3  
4 The bottom line is, whatever it was, I thought this was going to be embarrassing to the Mayor.

5  
6 So on January 23<sup>rd</sup> you were cc'd on an e-mail from Gerri Hall to Talib Karim with  
7 respect to hiring Sulaimon Brown, and it basically says find him an auditor type position  
8 with an anticipated starting salary of \$110,000. It says that you were copied to assist. So  
9 essentially a week from Monday, we want to put this person in a job, unknown, in a salary  
10 we have predetermined. Which I think is not a professional way to go about HR, wouldn't  
11 you agree?

12  
13 That's what we were instructed to do

14  
15 But is this a professional way to go about HR, to say I want a particular type of position  
16 and assign a salary. You weren't even given the opportunity to look at his resume, to look  
17 at his prior experiences, prior salaries to see if he even warranted such a salary.

18  
19 I was told it was a special case

20  
21 You responded by saying a few minutes later, what's the background on this? Did you  
22 ever have a conversation with Gerri Mason Hall on the days following to get the  
23 background on Sulaimon Brown, to find out why it's so important to pay him \$110,000 and  
24 figure it out later?

25  
26 I don't recall a specific phone conversation. I do know she talked with Mr. Turnage and the  
27 auditor. We were told to process Mr. Brown..

28  
29 You told you to process?

30  
31 Ms. Hall did

32  
33 Alright well you asked what's the background on this? Which would solicit the feeling that  
34 you would have reached out and gotten more information, but there's silence on the other  
35 end. That's why I'm curious to see the rest of your e-mails because I want to know  
36 whether you had a subsequent e-mail conversation to discuss this issue. Would you mind  
37 letting the committee know when you reached out about why are you jumping through  
38 hoops, why are we finding a job within 8 days for a person who hasn't interviewed, no  
39 resume, etc. Weren't you the slightest bit curious to ask why are we doing this?

40  
41 I did ask that, and I was told this was a special case, and it will happen.

42  
43 A special case by whom?

44  
45 By Ms. Hall

1 **And did she elaborate as to why it was a special case?**

2  
3 Not really

4  
5 **Now I found the processing of Mr. Brown quite odd. We have a salary picked for him**  
6 **before we have a position picked for him, before we know his work history or his prior**  
7 **salaries. And then I find interesting how you actually go about processing. You don't**  
8 **begin processing him until the Friday before, Jan 28<sup>th</sup>. You get an urgent offer letter that's**  
9 **put together between you and Laverne Harvey Johnson. I guess this is in response to Mr.**  
10 **Brown's pressure that he's placing on people to move this along, and you essentially jump**  
11 **to.**

12  
13 Ms. Hall indicated that this was very important that we needed to do. She hired Mr. Brown on  
14 her accord. She told me this was a special case

15  
16 **So on Wed February 2<sup>nd</sup>, essentially 3 days after Mr. Brown starts, you send an e-mail to**  
17 **Gerri Hall, and you cc Lorraine Green, which I find striking. Why is Lorraine Green**  
18 **involved in the personnel actions of someone like Sulaimon Brown?**

19  
20 What does the e-mail say?

21  
22 **It says "he is a problem child and is starting to act out already in his new work place. He is**  
23 **already requesting a change in his title from special assistant to special assistant to the**  
24 **Mayor. Do either of you know him personally and want to talk to him before I do?" Did**  
25 **you talk to Mr. Brown following sending this e-mail?**

26  
27 I did. I said basically, 'get your act together or you're out of there.'

28  
29 **And did he give you any indication that he had friends with Lorraine Green or the Mayor**  
30 **or Howard Brooks or Gerri Hall or anyone?**

31  
32 No, he said it was his interpretation that he worked for the Mayor, not for Mr. Turnage

33  
34 **So at that time, he didn't suggest that he could go over your head, or he was untouchable in**  
35 **any way?**

36  
37 He was a little arrogant

38  
39 **Could you explain precisely how that went down?**

40  
41 It was a telephone call from Talib Karim indicating that Mr. Brown was not following orders,  
42 being disrespectful, and he thought that we needed to make some changes. And I said I'll speak  
43 to Mr. Brown, and we had a conference call.

1 **So 21 minutes after you send you this e-mail to Gerri Hall, again Lorraine Green is cc'd,**  
2 **she responses and this is the infamous 'special case, I'll have to address and call you.' Did**  
3 **Ms. Hall call you, following Feb 22<sup>nd</sup>, to discuss Mr. Brown?**

4  
5 Yes

6  
7 **And what did she say?**

8  
9 She said go ahead and have a conversation with him about his attitude and getting his work done  
10 over in health care finance.

11  
12 **At any time did you find it odd that this person had been an opponent of the Mayor in the**  
13 **most recent election, and you were told to process this person into a job that didn't exist,**  
14 **with a predetermined salary, and you had to move heaven and earth in 8 days to make it**  
15 **happen, so much so that he didn't actually sign his application until the first day on the job,**  
16 **and within 3 days is inviting controversy? Did you not find it odd?**

17  
18 It was interesting.

19  
20 **Councilmember Barry**

21  
22 **In terms of how things are done in executive branches of government, whether it's the**  
23 **president or governor or Mayor, my experience has been, when the chief of staff calls, you**  
24 **assume he or she is speaking for the executive. Is that your experience?**

25  
26 Correct

27  
28 **So when Ms. Hall calls you, because it's usually done that way, it's not at all unusual, if the**  
29 **Chief of Staff says, this is a special case, then it's a political case. Is that your**  
30 **understanding?**

31  
32 Yes

33  
34 **You when you did call Ms. Hall, what did you say?**

35  
36 I told her that he was acting out, and he was telling the staff he was not reporting to Mr. Turnage,  
37 that his title should be special assistant to the Mayor.

38  
39 **Where did that information come from?**

40  
41 From both Mr. Talib Karim

42  
43 **He called you and informed you of that, and then you informed Ms. Hall. Then what did**  
44 **she say?**

45  
46 She said talk to him



1 **And that's what you did. And your conversation with him...**

2  
3 Was get it together

4  
5 **At what point did he say 'I work for the Mayor'?**

6  
7 During that conversation. I had two conversations with him, both on the same subject.

8  
9 **After the conversation with Mr. Brown, you reported it back to the Chief of Staff. What**  
10 **happened then?**

11  
12 I told Ms. Hall that I had that conversation, and everyone was going to try to adjust their level of  
13 professionalism. But it was right after Mr. Turnage arrived when we had to have another  
14 conversation, between me, Talib Karim, and Mr. Brown. Apparently he had been asked to do  
15 certain functions, had not done them, and Mr. Turnage said this placement is not working for me.

16  
17 **Did he tell you that or Mr. Karim that?**

18  
19 Yes he called me and told me that. And I told him he needed to call the Chief of Staff, which he  
20 did.

21  
22 **And then what happened?**

23  
24 Mr. Turnage decided that he was going to have to have a discussion with Mr. Brown about him  
25 either turning it around or resigning. While Mr. Turnage was at a meeting Wed morning, I don't  
26 remember dates, someone in his office had Mr. Brown escorted from the office of health care  
27 finance. The Mayor and Mr. Turnage decided to have a press conference about that event, and  
28 Mr. Brown showed up at the press conference, and everyone was a little unnerved, and shortly  
29 after that Mr. Brown was terminated.

30  
31 **Who signs the termination papers?**

32  
33 I do, if they are executive and excepted service

34  
35 **Signed before the press conference or after?**

36  
37 We e-mailed the termination papers to Mr. Turnage so that he would have them after he back  
38 from his budget review meeting. The press conference was not even...

39  
40 **How did you hear that Mr. Brown had been escorted out?**

41  
42 He called me to tell me, after someone told him

**Councilmember Cheh**

**Following up on this issue of Lorraine Green, the e-mail that Mr. Catania referred to was dated February 14<sup>th</sup>, where you sent an e-mail to Lorraine Green unbidden about Cherita Whiting. How often in your position as interim HR director were you in contact with Ms. Green?**

Not often

**How often?**

I can't say...

**Once a week?**

No

**Once every two week?**

Not that often

**But you said you had occasion to be with Lorraine Green since she was your friend, and you would see each other outside the office as well?**

Yes

**Would you have conversations related to your work?**

No

**Not ever?**

I won't say not ever, but I don't recall specifically what we talked about

**Well let me say that Mr. Barry has described Lorraine Green as a key political operative of the Mayor, and there's been a lot of discussion that Lorraine Green is something of a hidden hand here. That she has no position in the government, but because of her position with the Mayor, she exercises a good deal of influence. You must understand that as well, since completely unbidden, with this inquiry from the press about Cherita Whiting, you copy Lorraine Green, saying this is not good.**

I'm looking for some insight at this point...

**So you chose her when there are many other people who could give you insight. Why did you choose her?**

1 I didn't know of anyone else other than say the Mayor who would be able to give insight on  
2 Cherita Whiting.

3  
4 **So you spoke to Lorraine Green because you thought that was an alter ego for the Mayor**

5  
6 She would have information that we could utilize to make decisions  
7

8 **We were talking before about Peyton Brooks, the son of Howard Brooks. Was Peyton**  
9 **Brooks vetted by anyone before he was hired, by the transition committee, by DCHR, do**  
10 **you know?**

11  
12 Only the Chief of Staff provided us information to hire him  
13

14 **Do you have any reason to believe that Peyton Brooks engaged in criminal activity in**  
15 **securing his job?**

16  
17 I don't know him, so no  
18

19 **But you don't have any reason to think that he engaged in any criminal activity**

20  
21 Absolutely not  
22

23 **Do you know if there is anyone that would be able to say anything about his leaving the**  
24 **District's service?**

25  
26 He was asked to resign when all the other children of...  
27

28 **Who asked him to resign? Did you ask him?**

29  
30 I think both the Chief of Staff and I asked him to resign  
31

32 **Did you call him, did you e-mail him, how did you ask him?**

33  
34 I didn't call him, I didn't e-mail him, I think the word got out that the Mayor had asked all the  
35 children to resign  
36

37 **But you just said you had a role to play in securing his resignation**

38  
39 Yes I said that all the children ought to resign. I said it to the Chief of Staff, and as the media  
40 continued to report on the issue, the Mayor said all the children ought to resign, and they all did.  
41

42 **Do you have any reason to believe that Peyton Brooks engaged in any criminal activity with**  
43 **respect to his leaving the District the Columbia?**

44  
45 No  
46

**Councilmember Catania**

**What role did Lorraine Green play in personnel? Not just before the 2<sup>nd</sup> of January, but after, in terms of her decision making process?**

I don't know of any that she played

**Why was she the point person on investigations and background checks? I'm looking at an e-mail from Lorraine Green to Gerri Hall dated Thursday January 27<sup>th</sup>, this is the same time your office is scrambling to hire Sulaimon Brown, Lorraine Green sends Ms. Hall his credit report, attached, and it essentially details Mr. Brown's poor credit history, and that five of his accounts are in collections. Why would Lorraine Green, who had no real role in hiring, be engaged in sharing this type of information with Gerri Hall.**

I think she wanted her to know that might be a problem.

**Were you made aware of this?**

No

**Gerri Hall never forwarded this...**

She may have said to me, Sulaimon has a bad credit rating, but he would not be the only District employee who had a bad credit rating.

**But wouldn't it give someone reason to pause. We've already established that his salary was set before a job was identified, that he would be an auditor, and he would be place in a department that has the largest budget in the District government. Would it not give someone any reason to be concerned – it's one thing to have a bad credit rating when you're working at Parks and Rec, when you're not in the financial guts of a billion dollar entity. Don't you think that would be relevant information, when you have a person with a sketchy financial background, would you put him in a financial position in the department with the largest pot of money in the government?**

The decision had already been made by Ms. Hall to place him there. She also said to Mr. Turnage, if this placement does not work for you, please feel free to terminate him.

**But Ms. Banks, so much as been made of your considerable experience in HR, and the same goes for Ms. Green and Gerri Hall. All three of you are seasoned professionals in HR, so rely on you to be the safeguard of our treasury. So what we have is a Mayor's former opponent who gets the friends and family treatment, a title, a salary without a job, gets fast-tracks, and the three people who placed him there know that this guy has a sketchy financial background. And yet we're going to put that fox in the hen house. That doesn't seem very professional?**

So at this point Mr. Brown has to prove that he's the professional that he thinks he is.

1  
2 **He didn't have to prove anything. He was given a salary before he was given a job.**

3  
4 That's what occurred.

5  
6 **That's what I think is so troubling. We have had in the past administrations in this city**  
7 **who were very casual about people's ethics and skillsets, and we've put them in places**  
8 **where they can do damage.**

9  
10 I think Ms. Hall does realize, based on her testimony, that it was a bad decision on her part.

# **Exhibit 24**

**Council of the District of Columbia  
Committee on Government Operations and the Environment  
Testimony of Lorraine Green  
Unofficial Transcript  
May 13, 2011**

**Councilmember Cheh**

**I want to emphasize something that you mentioned in your statement, that you have long-time experience as a supervisor in a variety of capacities. Is that right?**

That's correct

**And you have particular expertise in personnel**

Right

**And as a long-time manager and executive, I suppose that you're pretty meticulous in carrying out your duties?**

That's a fair statement

**Whatever agency or office you've been involved with, you've learned the rules there**

That's correct

**I assume that you would have full knowledge of your agency's actions, to make sure you knew what was going on in your office**

That's correct

**I was to turn to the roles that you've played. When did you first become involved in the Gray campaign and what positions did you hold prior to the primary, after the primary, and after the general elections?**

I became involved during the discussion with the Chairman as to whether he was going to run or not, and that would have been in the fall of 2009. During the primary and through the general election I was the chairperson of the campaign. Once the transition took over, I was the chair of the transition.

**So you were the head of the campaign from the primary to the general and then the transition**

1 Yes, and I want to clarify that in my case it was a part-time position because I did not take a  
2 leave of absence from my job. So mostly in the evenings and on the weekends - I worked pretty  
3 long days, seven days a week.

4  
5 **I would like to turn to Mr. Sulaimon Brown. You know he has made certain allegations**  
6 **that he was paid to stay in the campaign, and was promised a job if he criticized Fenty. I'd**  
7 **like to know when you first came into contact with Mr. Brown**

8  
9 I came into contact with Mr. Brown in late June of 2010

10  
11 **What was the nature of that contact?**

12  
13 He called me

14  
15 **What did he say?**

16  
17 He said that Chairman Gray, as he was at that time, asked him to give me a call to talk about  
18 campaign activities and find out how he could be helpful with our campaign.

19  
20 **At that time what was your advice to him about that?**

21  
22 We met, and during that discussion, he wanted to bring us up to date on what had been  
23 transpiring in the campaign until he joined, because the Chairman hadn't announced until April,  
24 so Mr. Brown wanted to lend his expertise to the discussion and his knowledge of the Fenty  
25 campaign, because he said he called them.

26  
27 **So he said he called you because it was a suggestion of Mr. Gray**

28  
29 Yes that's what he said

30  
31 **Did you understand from your conversation that he had met with Mr. Gray?**

32  
33 Well I understood that they had been in contact because I had been there in the evenings, when  
34 we had candidate forums, so I knew they had talked.

35  
36 **So in the first conversation, was there any indication from Mr. Brown that he would be**  
37 **seeking quid pro quo, like a job or financial assistance?**

38  
39 No

40  
41 **Thereafter, if you heard that he wanted to be helpful, did you make him an offer of how he**  
42 **could be helpful?**

43  
44 No I didn't make him any offers of how he could be helpful. The conversation, the first one, was  
45 on the phone, and the second conversation was in person. He said he had quit his job to run for



1 Mayor because he felt that Adrian Fenty hadn't done a good job, so he wanted to help in any way  
2 he could.

3  
4 **That second conversation, when did that take place?**

5  
6 I don't remember, but it was some time after the end of June. It may have been July  
7

8 **Was he encouraged to stay in the race and pursue Mr. Fenty?**

9  
10 He never said he was coming out of the race, and that's what is interesting about this - there was  
11 never any indication that he was leaving. In fact July 7<sup>th</sup> was the deadline for signatures, and as  
12 you know gathering signatures is one of the key components of any race. He said he had all the  
13 signatures he needed. And you know anyone that has gotten that many signatures, 2,000 I think,  
14 they're not coming out of the race. That's a tough hill to climb.  
15

16 **Let me ask you, there's been indication that you've had more conversations than just these**  
17 **with Mr. Brown. In Gerri Mason Hall's testimony there was evidence of 11 phone calls**  
18 **between you and Mr. Brown from July through October. Did you apparently maintain**  
19 **constant contact with Mr. Brown throughout?**

20  
21 I think it should be stated that he maintained constant contact with me throughout.  
22

23 **It was always from him to you?**

24  
25 Well I returned his calls  
26

27 **When did it first arise that he was interested in getting a job?**

28  
29 That was in the second conversation that we had  
30

31 **In person?**

32  
33 Yes  
34

35 **So it did arise in that conversation, that early in June?**

36  
37 Yeah, he said that he was interested in coming to work for the Chairman, and so was his brother,  
38 and his brother lived somewhere in the South. My response was that was very premature, and  
39 we had a campaign to run. That wasn't a discussion that I was willing to have at that particular  
40 point in time.  
41

42 **But at some point after Mr. Gray won, it turns out that Mr. Brown, from other testimony,**  
43 **was treated extraordinarily preferentially. Without having any serious vetting and not**  
44 **having worked in a couple years, he was put in a position of some significance, at a salary**  
45 **of \$110,000, and this was done rather rapidly. Can you explain why this was the case?**  
46

1 I didn't have anything to do with the hiring of Mr. Brown or the setting of his salary, so I can't  
2 explain that. I will say though, that the second conversation in person involved his wanting  
3 employment, and during that conversation he told me he was an auditor. But I haven't seen a  
4 resume from him – to this day I've never seen his resume. He told me he was an auditor, and it  
5 sounded like a mid-manager in the finance field, and what we agreed to was that I would talk to  
6 Chairman Gray about the possibility of being interviewed at the end of the campaign, not the  
7 guarantee of a job.

8  
9 **Ok but I'm sure you're aware that we have testimony from Gerri Mason Hall that around**  
10 **the end of December, she had from you, a "need to check with Vince regarding position for**  
11 **Mr. Brown." So that was involvement, was it not?**

12  
13 Let me explain why she talked with me about that. Fast forward from the conversation we had at  
14 the end of June to December, there was a break-down in the relationship between myself and Mr.  
15 Brown. I had cut off all contact with him as of November 29<sup>th</sup>. Ms. Hall and others were aware  
16 of this, so when it came time for an interview for a position that had been identified for him – I  
17 did not identify a position, I was not aware of one – she called to ask me if I had any objections  
18 to him being interviewed for a position, because she knew of that our relationship had  
19 deteriorated. I told her that just because I had a problem with Mr. Brown, that was no reason to  
20 back up on what the Mayor Elect had agreed to, that Mr. Brown would be interviewed for a  
21 position. But I thought maybe she should check with him to be sure. That was my position.

22  
23 **Councilmember Catania**

24  
25 **You just testified that a position had been identified for Mr. Brown**

26  
27 Ms. Hall told me that, yes

28  
29 **When did she tell you that?**

30  
31 In the conversation when she had to see if I was ok with him being interviewed

32  
33 **When did that call take place?**

34  
35 The end of December some time

36  
37 **You understand that contradicts her testimony?**

38  
39 No I don't understand that

40  
41 **Well no position had been found, she was scrambling to find him a position, and did not**  
42 **find him a position until the end of January**

43  
44 She asked me was it ok for him to be interviewed. We did not discuss a particular position she  
45 had identified. I'm not aware of that.

1 **But you're testifying that in the end of December Ms. Hall contacted you and said 'would it**  
2 **be okay if we interviewed him for a job?' And you had nothing to do with it from that**  
3 **point forward?**

4  
5 That's correct

6  
7 **So why is it that you took the lead in early January on having a background check**  
8 **performed on Mr. Brown? In other words, if you were not involving in the locating of a**  
9 **position, if you were simply responding to what Ms. Hall asked, why were you taking the**  
10 **lead, and only you, with respect to vetting him?**

11  
12 The background investigation that was hired, I was the contract manager for that firm. I was the  
13 only person who had contact with Ken Cummins from the transition or the Gray administration  
14 because I signed the contract, and it was signed back in October I believe. The decision for Mr.  
15 Brown's background investigation was made before January. I believe I made that decision.

16  
17 **You made that decision, to have Mr. Brown's background investigated?**

18  
19 Yes

20  
21 **Was that before you had a conversation with Ms. Hall which she referred to in her notes as**  
22 **'need to have a conversation with you about finding a position for Mr. Brown?'**

23  
24 I'll have to look back at my e-mails to Ken, because I asked him to do numerous investigations,  
25 and I don't remember the date that I asked him to do Mr. Brown.

26  
27 **Approximately how many background checks did you ask for?**

28  
29 I'd say between 30 and 40

30  
31 **And why did you select Mr. Brown to be one of the 30 or 40?**

32  
33 We didn't really know Mr. Brown, and there were some positions that would warrant a  
34 background investigation, like the cabinet positions and the Mayor's personal staff, and there  
35 were people who had come into the campaign, people that were in our sphere that we didn't  
36 really know, and he was one of those, so the Mayor wanted him to be interviewed. I was clear  
37 that since we didn't know him, we should do a background investigation on him as we'd done on  
38 some others.

39  
40 **I have to say that I don't find it entirely credible, this position that you and the Mayor have**  
41 **maintained that this was simply about an interview. The fact that you have an entire**  
42 **government that you have to put in place, that you made the decision to do a background**  
43 **check on a former opponent before you have placed even cabinet officials, does seem very**  
44 **cozy. The fact that you would conduct a background check before a position had even been**  
45 **identified – it does suggest that you had it in your mind already to hire him. I would like to**  
46 **read some texts that were published in the Post from Mr. Brown. He states "if I sound**

1 upset, it's because I am, because without me all of us would be packing our bags right  
2 now," and "my efforts on this campaign are the difference between winning and losing," "I  
3 was clear from the beginning what I wanted, which is not much, for what I put in." Mayor  
4 Gray responds by saying "I find this unbelievable, this is an outrageous insult, and I resent  
5 you sending me something as inflammatory as this." Mr. Brown responds by saying  
6 "Lorraine told me I was not part of your campaign, imagine that, that is an insult. I resent  
7 the whole conversation with her, and after what I've done for you, that was outrageous.  
8 Then the Mayor responds, "your position is an outrage, I'm not even in office yet, we did  
9 not renege on any commitments to you, you know and I know what agreements have been  
10 reached, and none has been breached." Is it your position that the only agreement that had  
11 been reached was an interview?

12  
13 Yes

14  
15 How many other people were promised other interviews?

16  
17 I don't know how many people, but there were other people who worked on the campaign who  
18 were promised interviews. I want to make a statement about your use of the word opponent. Mr.  
19 Brown was clear from the beginning that he never considered Chairman Gray he opponent, he  
20 only considered Mayor Fenty his opponent. That was his thought.

21  
22 Regardless of that, he appeared on the ballot with Mayor Fenty and Gray and others, and  
23 had the voters for whatever reason decided to vote for him, he would have won, so he's an  
24 opponent. I want to lay the foundation for why I find your testimony that it was simply a  
25 chance for an interview to be unsupported by the e-mails sent to this committee. There are  
26 constant e-mails from you that suggest that if you did not work for or contribute to the  
27 campaign, or have the good fortune to be genetically linked to one of the people who did,  
28 you did not have an opportunity to work. I'll read a couple. This is an e-mail from you to  
29 Judy Banks regarding Jeff Candidate. You say "great response, I think Reuben has been  
30 responsible for leaning on him," of course that's in contradiction to Reuben Charles'  
31 testimony that he had nothing to do with hiring, but let me read on, "I talked to Reuben  
32 this afternoon, and I don't think Jeff had anything to do with a great campaign, and I don't  
33 think he gets any special consideration, case closed. Have a nice weekend." The fact that  
34 someone who did not work on the campaign does not get afforded special consideration  
35 suggests that those who did would. Another one, from you to Gerri Hall, cc Judy Banks, "I  
36 talked with the Mayor about this, Alex and his wife are extremely active in the campaign,  
37 \$\$\$, is a deputy slot vacant? Do we have an IT person who can vet Alex, since neither of us  
38 are sure of IT experience?" You suggest you have no role in vetting, but the e-mails  
39 suggest a very different picture.

40  
41 I think the distinction here is what my definition of vetting is and what your definition is. My  
42 definition of vetting is a lot more of a background review and a review of the person's  
43 qualifications against the job requirement.

1 **Did you have any involvement in Mr. Brown's hire? Did you have any e-mail**  
2 **conversations or contact with Ms. Hall following the January 7<sup>th</sup> e-mail from Ken**  
3 **Cummins regarding his background check?**

4  
5 I didn't have any conversation with Ms. Hall other than the one that...

6  
7 **Any e-mail correspondence?**

8  
9 No, none other my forwarding of the background investigation. Any work that Ken Cummins  
10 did, I forwarded to the Gray administration

11  
12 **But no conversations to Ms. Hall. So why it is, having had such a difficult time with Mr.**  
13 **Brown, having severed your relationship with him in November, why would you then sit**  
14 **down, out of all the work that needed to be done in this administration, why would you**  
15 **take the time to sit down with the Mayor's Chief of Staff and say that she needed to talk to**  
16 **Vince about a position for Sulaimon Brown?**

17  
18 I didn't sit down with her, this was a phone conversation, it took 30 seconds, that was it.

19  
20 **Ms. Hall indicated in her notes that she sat down with you and you told her to talk to Vince**  
21 **regarding a position for Mr. Brown. Is that true or not?**

22  
23 No that's not true. I saw Ms. Hall's testimony, and I thought she said in her note she had several  
24 things to talk to me about, and that was one of her things

25  
26 **That's not my recollection. According to her testimony, you instructed her, in a meeting,**  
27 **regarding the need to talk to Vince regarding a position for Sulaimon Brown.**

28  
29 I'm saying it was not a meeting. She and I had the conversation. She asked if she should  
30 interview Sulaimon Brown, and I said she should.

31  
32 **But she claimed that you initiated the conversation, that you were giving her instructions,**  
33 **and among the instructions was that you told her she needed to talk to Vince about hiring**  
34 **Sulaimon Brown.**

35  
36 I think we need to look at the transcript.

37  
38 **You're saying that is not the case.**

39  
40 I think we should look at the transcript.

41  
42 **Councilmember Cheh**

43  
44 **Ms. Green you said you had a falling out of some sort with Mr. Brown in November.**

45  
46 That's correct

1 **That was over texts? What was it about?**

2  
3 That was a call I received on November 29<sup>th</sup>, and he asked loudly, why he had not been  
4 appointed yet as the Deputy Mayor of Finance at \$185,000, which he said I promised him.

5  
6 **When he made this loud claim, I assume you had some response?**

7  
8 It was the end of the long day, he called me at the wrong time, so I got as loud as he did. I told  
9 him he was delusional with this deputy mayor's job because the position never even existed,  
10 and as long as I've been with the DC government we've had a CFO, and that CFO is Dr. Gandhi.  
11 So I would never promise anyone that they could be the deputy mayor for finance because that  
12 job doesn't exist.

13  
14 **So you told him not to be in touch with you anymore?**

15  
16 Yes, after a fairly lengthy conversation

17  
18 **Yet you pursued the matter on his behalf with Ms. Hall, according to her testimony, in the**  
19 **sense that after having a phone conversation with you, that she be in touch with Mr. Gray**  
20 **about a position with Mr. Brown.**

21  
22 Yes, we had a phone conversation, but she reached out to me. I didn't have any conversations  
23 with Ms. Hall from the time of the November 29<sup>th</sup> falling out with Mr. Brown until she called me  
24 to ask was it ok for him to be interviewed.

25  
26 **Why would she feel it was necessary to get your approval?**

27  
28 As I stated, I think it was pretty well known that I was not very pleased with Mr. Brown, and I  
29 think Ms. Hall wanted to make sure I was okay with pursuing the interview. My response was  
30 that I wouldn't let my personal feelings interfere with a commitment the Mayor had made.

31  
32 **That was part of the conversation?**

33  
34 Yes, that was the conversation

35  
36 **So she was calling to check that you weren't sufficiently mad at him that she shouldn't**  
37 **pursue that.**

38  
39 Yes

40  
41 **Yet then in January, or before that, you arranged for a background check on Mr. Brown?**

42  
43 I had already arranged that; it had nothing to do with her conversation with me. As I said, I'd  
44 have to check with Mr. Cummins to see when I asked for that. When Mr. Gray won, that's when  
45 we started the process of getting background checks on people we knew would be brought into  
46 the administration. Mr. Brown, since we didn't know him, and we didn't know others as well,

1 and it looked like he would be interviewed for a position if he was qualified for a job, that he  
2 would be hired, so I wanted to make sure we'd had a background check run on him.

3  
4 **This is quite peculiar because there are many people to whom offers are seemingly**  
5 **extended who were brought on board, and only after had background checks. Here, we're**  
6 **queuing this up well in advance for someone you don't know very well, who you had a**  
7 **falling out with, seemed delusional to you, yet you would go through the time and trouble**  
8 **to get a background check on him even before any job was identified.**

9  
10 Everyone that I came in contact with who was going to be brought into the administration that I  
11 knew of during the campaign, I asked to have a background investigation done on. I don't know  
12 what happened to the people you're referring to who did not, because I even went so far as to  
13 have Chairman Gray's personal staff, who I knew he was going to bring over to the Mayor's  
14 office, I even had background investigations done on them. So I was very diligent in ensuring  
15 the background investigations were done on the people I knew about.

16  
17 **And yet, you seemed to say in your opening statement that you were hands off with respect**  
18 **to personnel decisions.**

19  
20 I did. If you'll look at the chart, it states that part of my responsibility was to hire the transition  
21 vetting firm and provide coordination. That was my responsibility early on to ensure that people  
22 who had been brought on were properly vetted and their background investigations had been  
23 done.

24  
25 **Right, people who were brought on, not people who had been promised an interview, and**  
26 **who seemed odd in any event.**

27  
28 Who seemed odd?

29  
30 **You said delusional**

31  
32 Can I just make sure that everyone in the room understands that when I said that it was because  
33 he said there was a deputy mayor for finance job that I had promised him at \$185,000 a year, and  
34 that's what I was referencing.

35  
36 **And then you corresponded with Ms. Hall about what was discovered about Mr. Brown,**  
37 **for example his driving history, his credit report, and that sort of thing. You brought that**  
38 **to her attention, and I would assume you'd expect her to have some sort of reaction to that.**

39  
40 I expected her to talk to the mayor about it at that point.

41  
42 **Oddly enough, to me it seemed odd, she testified that she never saw or read that e-mail**  
43 **until later after he was hired. Of course we have no evidence that she disregarded any**  
44 **other e-mails that were highly relevant and put them to one side. This one she said she**  
45 **never saw until later. Would that be consistent with her behavior and her meticulousness**  
46 **about personnel matters, for her to get something and put it to the side?**

1 I don't know what she was going through at the Wilson Building. I have no idea.

2  
3 **In any event, you would have expected her to bring that sort of information to the Mayor's**  
4 **attention?**

5  
6 Yes

7  
8 **When you later heard that Mr. Brown was hired for a position, did you have any concern**  
9 **about that, from your perspective as a HR representative?**

10  
11 I made the assumption that the position he was hired into, he obviously had passed whatever  
12 criteria they had set.

13  
14 **Did you ever discuss Mr. Brown with Mayor Gray?**

15  
16 Not after the second conversation I had with Mr. Brown, the one I told you about. That's the  
17 only time I talked to Mayor Gray about Mr. Brown.

18  
19 **And in that conversation with Mr. Gray, which I take it was some time at the end of June?**

20  
21 Or sometime in the first of July

22  
23 **Your conversation with Mr. Gray, what was the substance of that conversation relative to**  
24 **Mr. Brown?**

25  
26 I shared with Mr. Gray what Mr. Brown had said to me, and what I had relayed to Mr. Brown to  
27 ensure that Mayor Gray was fine with that. And that was, if and when Chairman Gray was  
28 successful, he and his brother (we didn't know anything about the brother at that point) would be  
29 interviewed for positions.

30  
31 **Councilmember Catania**

32  
33 **I want to read into the record the testimony of Gerri Mason Hall, in response to a question**  
34 **from Tommy Wells. She said "I did have a conversation prior to hiring Mr. Brown, a**  
35 **conversation I did not recall, but during the course of these investigations I saw in my notes**  
36 **that I had a conversation with Ms. Green and in the course of discussing many things, I**  
37 **had an annotation that said I should discuss with the Mayor Sulaimon Brown." That**  
38 **differs from your testimony. She wouldn't obviously sit and make herself a note about**  
39 **something she already knew. She had the note because of your conversation with her.**  
40 **According to her testimony, you raised the issue with her.**

41  
42 No, that's not true. What I raised with her was that she should contact the Mayor. She asked me  
43 if it was ok for him to be interviewed. I said as far as I was concerned, but you probably need to  
44 ask...



1 **With all due respect, and the Chairperson shared my recollection, but she can certainly**  
2 **speak for herself, the overriding impression Ms. Hall gave from the totality of her**  
3 **testimony was that you told her that she needed to talk to Vince about a position for**  
4 **Sulaimon Brown. You claim that you had no conversations, no e-mails, following when**  
5 **with Mr. Hall? When was the last correspondence or e-mail you had with Ms. Hall**  
6 **regarding Mr. Brown?**

7  
8 I sent her the e-mail I received from Ken Cummins

9  
10 **Do you remember when?**

11  
12 No I don't

13  
14 **You sent her an e-mail on Thursday, January 27<sup>th</sup>, you sent two, one at 11:38 am and one**  
15 **at 11:42 am, both during business hours, so to the extent that you claim you did not engage**  
16 **in transition work during business hours, these two e-mails paint quite a different picture**  
17

18 I did not say that. I said that the majority of my work would be in the evenings and weekends. I  
19 have had vacation time, I had travel time...

20  
21 **Fine. So in the course of the morning you sent two e-mails, explaining that Sulaimon**  
22 **Brown had no valid driver's license in the District, that his credit was poor to say that least,**  
23 **and outlining other issues that made him unsuitable to hire. What I find curious is your**  
24 **testimony that you had no conversations whatsoever, other than simply forwarding these**  
25 **reports to Ms. Hall. What I find curious is that in the course of hiring Mr. Brown, that**  
26 **week was a particularly interesting week. That week came just a few days after Mr. Brown**  
27 **learned that there was no job in the Inspector General's office, and presumably went**  
28 **bonkers. And that's when the pressure was really placed on Ms. Hall to find him a job. He**  
29 **was essentially hired the Sunday of that week during a flurry of e-mails involving Talib**  
30 **Karim, Judy Banks, and Gerri Mason Hall. I find it more than a little coincidental, when**  
31 **they are trying to wrap up his paperwork, for him to start to following Monday,**  
32 **coincidentally the two reports on his background happen to emerge. How do you explain**  
33 **the coincidence?**

34  
35 Whenever Mr. Cummins sent me the e-mails, I had run hard copies and sent e-mails to Ms. Hall.  
36 I'm not sure of the dates. I didn't know what else was going on – I'm not familiar with health  
37 care finance. It was just a coincidence.

38  
39 **Did you know a position had been identified for him?**

40  
41 Absolutely not

42  
43 **So it was simply coincidental, before most major cabinet positions had been filled, the Chief**  
44 **of Staff and the HR director were in a flurry to find a position for a former opponent that**  
45 **week. There are any number of e-mails explaining the duress they were under to make**  
46 **sure they get him on the payroll the following Monday, and it is simply coincidence that**

1 **there were two reports involving his background that appeared while they were assembling**  
2 **his paperwork. That is your testimony.**

3  
4 That is my testimony. I was not aware of anything that was going on in health care finance, or  
5 with Mr. Brown. I was not aware of Mr. Brown.

6  
7 **But that's not your testimony. Your testimony, if I may, I asked were you aware that any**  
8 **offer had been made, whether through health care finance or not, and you said you were**  
9 **not.**

10  
11 I was not aware of any offer

12  
13 **Ms. Green why do you think when Mr. Brown acted up....and again I want to associate**  
14 **myself with the remarks of the Chairwoman here. It seems implausible that someone with**  
15 **your expertise and HR background, when presented with someone like Mr. Brown, with**  
16 **whom you had such a storied journey, I find it incredible that you would continue to extend**  
17 **the friends and family treatment to him. The whole administration extends the friends and**  
18 **family treatment to him, which means that he rocketed right to a job.**

19  
20 I extended no friends and family treatment to Mr. Brown. None at all.

21  
22 **Tell me Ms. Green, if you were out of it, why did Judy Banks and Gerri Hall see fit...by**  
23 **your admission, you were hear no evil, speak no evil, see no evil with respect to Mr. Brown,**  
24 **you were out, you were simply passing information on with respect to his background,**  
25 **right? Why did they see fit to include you in e-mails that discussed him being a problem**  
26 **child?**

27  
28 I wish I could tell you why I was copied on a lot of e-mails I was copied on, quite frankly. So I  
29 don't know the answer to that.

30  
31 **Did you have any conversations with them in response to these e-mails?**

32  
33 No I did not

34  
35 **You never had a conversation with Judy Banks or Gerri Hall, let's just pick a date, let's**  
36 **say from January 1<sup>st</sup> until today, you never had a conversation with them regarding**  
37 **Sulaimon Brown?**

38  
39 I have had conversations with them since March 19, when the article appeared in the paper, but  
40 that was only because of the article. I had no conversations with them from January to March 6<sup>th</sup>  
41 or 9<sup>th</sup>, whenever the article was in the paper, about Sulaimon Brown at all, or anything that had  
42 to do with him.

43  
44 **Do you think it was wise to hire him?**

45  
46 No I don't

1 **At the time, assuming your previous testimony is accurate, why didn't you simply insert**  
2 **yourself and say this is a person who is prone to instability and I don't see why we should**  
3 **hire him. Why was he hired?**

4  
5 I don't know why he was hired; I didn't have anything to do with his hiring. The question I was  
6 asked was about an interview. I have enough faith in the system that I thought once he was  
7 interviewed...

8  
9 **But he was never interviewed**

10  
11 I didn't know that. I have never seen his resume, so I have no idea what his qualifications are

12  
13 **And you're the chairman of the transition?**

14  
15 What does that have to do with it? There are a lot of resumes I haven't seen from people.

16  
17 **Because a lot of resumes were never produced, and that's part of the problem**

18  
19 I never saw resumes, and I can show you again on the chart, we had a website the resumes came  
20 into. And there was a process in place where Ms. Newman, Ms. Hall, and Mr. Williams  
21 reviewed those.

22  
23 **Ms. Green, how do you respond to others who supported the Mayor in senior capacities,**  
24 **pretty intensely, both through fundraising and volunteering, who said they couldn't even**  
25 **get an interview for positions they thought they were qualified for, yet a person who ran**  
26 **against the mayor got a rocket docket. I bet if you go back and look at your notes, this**  
27 **administration asked that he be vetted even before Vince Gray's first day on the job. What**  
28 **explains why he would get such treatment, and other people who worked affirmatively on**  
29 **the campaign would not?**

30  
31 Well I think it goes back to the conversation that Mr. Brown and the Chairman had, and how  
32 ever that conversation went, the Chairman said if he's successful, then Mr. Brown would be  
33 afforded an interview.

34  
35 **Let me say that I don't find Mr. Brown entirely credible, but I do find the underlying**  
36 **documentation to be credible. I think it informs my opinion, and it's why I believe that so**  
37 **much of what he says is true. I continue to believe that he was promised more than an**  
38 **interview, and in fact he got was he was promised – he got an interview with the IG office,**  
39 **which the Chief of Staff organized. Why wasn't that enough to satisfy your commitment?**

40  
41 It was not my commitment

42  
43 **It was the Mayor's commitment**

44  
45 That's correct

1 **And the Mayor told you of this commitment. What else did he tell you of this**  
2 **commitment?**

3  
4 That's it

5  
6 **Did he instruct you to continue dialogue with Mr. Brown following...?**

7  
8 Following...?

9  
10 **You had 11 conversations that you initiated to Mr. Brown. Your phone records indicate**  
11 **that you called him 11 times.**

12  
13 Yes, well as I told the Chairperson, some of those were returned calls. The conversations with  
14 Mr. Brown were not about jobs, during the course of, I think you said, July through October.  
15 Mr. Brown was very close to the campaign, and he had a lot of suggestions to make all the time  
16 and there were more conversations about the campaign, not about a job to him.

17  
18 **I want to clarify for the record that Ms. Green mentioned that she had had no**  
19 **conversations involving Mr. Brown with Judy Banks or Gerri Mason Hall until the story**  
20 **hit in the Post, I presume you're referring to the March 1<sup>st</sup> story?**

21  
22 You asked me if there was a conversation involving Mr. Brown between January and the present  
23 day, and I told you that there was no conversation with Ms. Hall and Ms. Banks about him until  
24 that March story, and then we talked about that. We did not talk about Mr. Brown's employment  
25 at health care finance.

26  
27 **But there was a week between the circus that was unleashed when he was fired, and when**  
28 **that story appeared, which was extraordinarily damaging to the Mayor. Is it your**  
29 **testimony that the first week of the circus that you had no conversation with either of**  
30 **them?**

31  
32 No, I don't remember having any conversations with them during that week.

33  
34 **Councilmember Barry**

35  
36 **[Councilmember Barry asks Ms. Green if she has anything she wants to add to the record,**  
37 **among other statements.]**

38  
39 I want to be clear that I had absolutely nothing to do with setting of salaries, and I didn't even  
40 know what the salaries were because I didn't involve myself with that. In fact when we had the  
41 first group of persons who were named, there were the city administrator, chief of staff, and  
42 others who were named. People asked me what their salaries would be, and I said I had no idea,  
43 and they should talk to HR about that. We had people who were announced back in December  
44 who didn't even know what their salaries would be. I was very distressed to hear that the proper  
45 procedure had not been followed regarding the salary caps. One of the things I've always been

1 professionally concerned about has been consistency in government criteria or rules. Certainly  
2 compensation rules are very important to follow, and that was an error in judgment.

3  
4 **Councilmember Cheh**

5  
6 **There are some things here that seem implausible. You tell us that you had no involvement**  
7 **in hiring or salaries or vetting. Ms. Banks told us that she was just processing things as**  
8 **they were put through. Ms. Hall said she's responsible for everything, and that she was**  
9 **acting on her own. That is implausible. It's implausible to think that the Chief of Staff,**  
10 **put into that position by you, acting on behalf of the mayor, was really acting on her own.**  
11 **We have the e-mails that show even while you have a term of art with respect to these**  
12 **personnel matters, it's fairly plain that you were influential in many of the cases involving**  
13 **personnel. So that's a problem for me – I'm trying to square that. It also seems**  
14 **implausible with respect to Mr. Brown that all he was promised was an interview. He got**  
15 **that with the Inspector General's office – that should have been enough. There was all this**  
16 **evidence that he seemed to be the kind of person that would be a problem, and he turned**  
17 **out to be that way rather quickly. The rather rapid pursuit of a position for him makes it**  
18 **looks like he was promised a job. Mr. Brown also made another allegation; his other**  
19 **allegation was that he was paid during the campaign to stay in the campaign, and that you**  
20 **paid him, and at some point you handed the payments to Mr. Howard Brooks.**

21  
22 Can I go back to your earlier statements, regarding an interview with the IG? It was my  
23 understanding that there was no position, and that's what I heard from earlier testimony, that it  
24 can't be an interview if there's no position. So if there was a commitment from the Mayor that  
25 there would be a real interview, that wasn't it.

26  
27 **So now the commitment is for a real interview, with a job...**

28  
29 A job...

30  
31 **The discussion was that it wasn't the job he found on the website, but he would go over**  
32 **there and talk about whatever else might be available in that agency. The IG told him,**  
33 **basically, not much here for you. Maybe you have another term for it, but he had his day**  
34 **in front of the Inspector General, to talk about what other positions might be available.**

35  
36 It's not a term of art – there was no interview because there was no job available

37  
38 **But they talked about other things that might be available, did they not?**

39  
40 I don't know. The other statement you made, I think you said the lack of vetting for some of the  
41 people who were brought on?

42  
43 **What I said was I find it implausible to think that Ms. Hall was acting completely on her**  
44 **own with respect to Mr. Brown, and I find it implausible that all we are talking about for**  
45 **Mr. Brown is an interview. I did go on to ask you if you would respond to Mr. Brown's**  
46 **other allegations.**

1 Mr. Brown's allegations as I understand them involve the fact that he was paid by me and others  
2 that he was getting out of the race, and we wanted him to get in the race, to bash Mayor Fenty.  
3 First of all, I didn't appreciate what he was doing, as far as bashing Mr. Fenty. It did not appeal  
4 to the people we were trying to attract, and it was not something we sanctioned. As far getting  
5 out of the race, he had gone to all that trouble to collect all the signatures, and I don't find it  
6 plausible he was going anywhere. And as I later found, it's not as if he had another job he had to  
7 do – this was his job, running for Mayor. So putting all that into proper perspective, there was  
8 no reason for anyone to pay him to stay in a race when he never expressed to me he was leaving,  
9 and I had no indication – he seemed like he was having a grand old time of being a candidate for  
10 Mayor.

11  
12 **But that's not fully responsive, I don't think, because even though you take issue with the**  
13 **purpose for paying him, did you ever have an occasion, under any circumstances, to give**  
14 **money to Mr. Brown?**

15  
16 No, and there would have been no purpose

17  
18 **So you never paid him any money for any purpose**

19  
20 That's correct

21  
22 **With respect to Mr. Brooks, he worked in the campaign, right?**

23  
24 Yes

25  
26 **And you were the Chairperson of the campaign from the primary to the general and the**  
27 **transition.**

28  
29 That's right

30  
31 **So in a sense he worked for you on the campaign?**

32  
33 No he did not. We had a full-time transition director and a full-time campaign manager. We had  
34 a campaign manager for the primary, a campaign manager for the general election, and a  
35 transition director, and these were all full-time paid positions. I only worked primarily on the  
36 phone and on weekends, the rest of the time I had phone conversations or I worked whenever I  
37 could. There were paid positions that the staff reported to.

38  
39 **Was Mr. Brooks in a paid position?**

40  
41 As far as I know, the last part of the campaign he was, I'm not sure about the first part of the  
42 campaign. I'm not sure about that.

43  
44 **Well when you're the head of the campaign and the head of the transition, now we're to**  
45 **understand that the people who were paid and full-time...you were what, a figurehead?**  
46

1 No, they didn't report to me. They reported to the person who handled the day-to-day  
2 operations, and that's the way we handled all three campaigns when Mayor Gray ran for Ward 7  
3 and the Chairman. I was the chairperson for the Chairman's race and the people who worked  
4 full-time did not report to me.

5  
6 **So what did you do?**

7  
8 That's on the chart.

9  
10 **Could you just tell me, what did you do?**

11  
12 I coordinated the mayoral transition, or are you talking about the campaign? The campaign was,  
13 whatever the Mayor needed with regard to organizing constituent groups, he and I sat down and  
14 did that. There were several of us who did that. The outreach for the campaign, the decision-  
15 making for the campaign, whatever needed to be done regarding the constituents, the outreach  
16 groups, managing the campaign manager, to some extent, if the campaign needed direction and  
17 guidance.

18  
19 **That seemed to indicate that you were the supervisor, that you were in charge, that you**  
20 **made the decisions on behalf of the Mayor, and you had this influence.**

21  
22 I had influence, yes, both in both campaigns I was part-time. But we had people there who were  
23 full-time working on the campaign.

24  
25 **What was your relationship to Mr. Howard Brooks?**

26  
27 As far as the campaign is concerned, we didn't have any relationship. I did not have anything to  
28 do with the work he was doing, first with the general election campaign and then with the  
29 transition.

30  
31 **But you talked with him on a regular basis, did you not?**

32  
33 Yes I did

34  
35 **And Mr. Brown talked to him on a number of occasions, correct?**

36  
37 I'm not sure

38  
39 **You have no knowledge of any interactions between Mr. Brooks and Sulaimon Brown?**

40  
41 I saw them together at various events in the evening as I saw Mr. Brown with other campaign  
42 personnel. He was very close to the campaign – deliberately so.

43  
44 **You're aware that Mr. Brown and Mr. Brooks had contact – multiple contacts**

45  
46 Yes I am

1 **If there were payments in the campaign to persons, would you have had no involvement in**  
2 **that?**

3  
4 That's correct

5  
6 **So if it was decided at the end that someone should get a bonus, that was not your decision?**  
7 **You were not brought into any discussions? You were completely uninvolved in that?**

8  
9 No I was not involved in that. There were a couple of people that the Mayor had decided when  
10 he brought people on board, that they would get win bonuses, and I was not involved in those  
11 decisions either. I was involved in no financial decisions.

12  
13 **So the Mayor decided those matters**

14  
15 That's correct, he decided the matters of the people who he agreed when he hired them that they  
16 would get win bonuses in the end.

17  
18 **That would include Mr. Brooks?**

19  
20 No I don't think so

21  
22 **Why not?**

23  
24 I don't think he was one of the people the Mayor would give win bonuses to.

25  
26 **He got one, but why don't you think so?**

27  
28 Because I pretty much know the people who the Mayor hired that he was going to give win  
29 bonuses to.

30  
31 **Because you had discussions with him, this was something you talked about?**

32  
33 Talked to the Mayor about, yes, but he made the decisions.

34  
35 **Councilmember Catania**

36  
37 **Ms. Green, you testified that you found the bashing of that Mr. Brown undertook not**  
38 **appealing to the campaign, and as further evidence of his lack of judgment and demeanor.**

39  
40 I said that I didn't find his bashing – it wasn't in line with what I would want to see

41  
42 **At any time in the 11 conversations that you initiated with Mr. Brown did you ask him to**  
43 **stop?**

44  
45 I didn't initiate any phone calls with Mr. Brown, I returned his calls



1 **In the 11 phone calls you had with him, that stretched to nearly an hour, did you ever tell**  
2 **him that you found his tactics distasteful and asked him to stop?**

3  
4 I don't remember if I talked to him about his tactics

5  
6 **Did you want him to stop?**

7  
8 I didn't really care – I didn't think he was effective at all

9  
10 **But you testified earlier that you found it to be distasteful, and turning off your voters**

11  
12 Yes I found it distasteful, but he wasn't our candidate. This is the point I was trying to make  
13 earlier, that this is what he wanted. It was not helpful to me.

14  
15 **Again, I want to state the implausibility of your testimony thus far. You have repeatedly**  
16 **expressed in your testimony your dismay and frustration on any number of levels with this**  
17 **person, in fact questioning whether he should be hired, yet he got the friends and family**  
18 **treatment. He was hired in a department where he set the salary and was never**  
19 **interviewed, where the Chief of Staff worked on his behalf even before the Attorney**  
20 **General was selected. It makes no sense.**

21  
22 And I had nothing to do with hiring, his interview or his salary.

23  
24 **So we'll stipulate that there's a disagreement between what your testimony says and what**  
25 **Gerri Mason Hall's testimony said, in which she states that in response to a conversation**  
26 **that you had, that you brought up the subject of needing to speak to Vince about finding a**  
27 **position. How would she have known about finding a position – she was not privy to the**  
28 **conversation the Mayor had had with Mr. Brown, was she?**

29  
30 The conversation went like this, Lorraine, is it ok if we proceed with an interview for Sulaimon  
31 Brown?

32  
33 **But I asked her the question, did you ever speak to the Mayor about Sulaimon Brown, and**  
34 **she said no. So if she had not spoken to the Mayor about Sulaimon Brown, the only other**  
35 **person who would have known about the agreement between the Mayor and Mr. Brown**  
36 **would have been you. If she didn't speak to the Mayor, and she didn't speak to you, how**  
37 **would she have known she had to find him a position?**

38  
39 I thought she was responding, when she said she didn't speak to the Mayor, I thought she was  
40 responding to the question as to after I suggested it, did she speak to the Mayor, and I heard her  
41 on her testimony say no. I don't know whether or not she spoke to the Mayor at a prior point in  
42 time about Sulaimon Brown.

43  
44 **Why would she make a note? Again, the only people who would be privy to this**  
45 **conversation would be you and the Mayor. Why would she make a note following a**  
46 **conversation with you, 'need to discuss with Vince?'**

1 I don't know

2  
3 **Presumably if the Mayor had told her to interview him, she wouldn't have had to talk to**  
4 **you because he's the boss, right? If the Mayor had said, find a position or interview, she**  
5 **wouldn't have to come to you and asked your permission.**

6  
7 Not if she had a direct order from the Mayor, no

8  
9 **Which leads me to believe her story. How else would she have known she had to find a**  
10 **position for Sulaimon Brown if there are only 3 parties to this agreement – you, the Mayor,**  
11 **and Sulaimon Brown**

12  
13 I don't know if that's true – the Mayor may have told someone else

14  
15 **You think the Mayor would go out and tell people that he promised Sulaimon Brown an**  
16 **interview?**

17  
18 He may have told Ms. Hall that Sulaimon Brown got an interview

19  
20 **Ok so it's your testimony that for the facts to make sense, the Mayor would have had to**  
21 **inform her that he wanted a position for him, such that in the conversation with you, she**  
22 **has in her notes, discuss a position for Sulaimon Brown. This just doesn't square**

23  
24 She put that note down because she said she had the conversation with me, she asked me if I  
25 thought it was ok for Sulaimon to be interviewed, I said 'yes, but you probably need to talk to the  
26 Mayor to make sure he's in agreement with that.'

27  
28 **Well I'll just say that that seems implausible. From the way I see, you raised the issue with**  
29 **her, she followed instructions to discuss with Vince, although she never did, to find a**  
30 **position for Sulaimon Brown. In a previous round you admitted you were the one to**  
31 **contract with Capitol Inquiry for background checks. Correct?**

32  
33 That's correct

34  
35 **And there were 19 such requests for such initiation background checks, does that sound**  
36 **right?**

37  
38 No I think it would be more

39  
40 **Well we only received 19 in the first batch of invoices, the very first request**

41  
42 Ok yeah 19 sounds about right

43  
44 **Ok so out of the 19 you requested, 16 were for current employees of the government.**  
45 **There were only 3 individuals for whom you sought background information. Again you're**  
46 **the head of the transition, and there were only 3 individuals for whom you sought,**

1 **presumably because of importance, background checks. These 3 included Dave Coronado,**  
2 **who was a previous employee of Dr. Akhter, for purposes of coming over the Department**  
3 **of Health. The other two were Sulaimon Brown and Linda Green.**

4  
5 Ok

6  
7 **I don't want to get into the Mayor's personal relationship to Linda Green, no relationship**  
8 **to you, but it is odd to me that when you're first starting a transition, before you've vetted**  
9 **or identified three quarters of the cabinet, that you've sent 16 people over to be vetted,**  
10 **nearly all of whom are existing government employees, and the only ones who are outliers**  
11 **are someone who is alleged to have a personal relationship with the Mayor, and someone**  
12 **Dr. Akhter has personally asked for, and Sulaimon Brown. It does suggest that he is in a**  
13 **rather privileged position, does it not?**

14  
15 It suggests that we didn't know enough about him to feel comfortable with not doing a  
16 background investigation. The decisions on the first batch were made because the Mayor Elect  
17 had made up his mind early on about certain people that he was going to select for positions, and  
18 they happened to be mostly current staff members.

19  
20 **And the three that were not?**

21  
22 The three that were not – Linda Green was being considered for a position that she later opted  
23 out of, and Sulaimon Brown, I explained that to you, that I thought that he needed to have a  
24 background investigation done since the Mayor had said there was the possibility, since he  
25 would be granted an interview, and we didn't know anything about him. David Coronado was  
26 someone that the Mayor wanted to have vetted early on - I don't know anything about Dr. Akhter  
27 – I didn't talk to him.

28  
29 **So we have as early as January 7<sup>th</sup> an e-mail from Ken Cummins from Capital Inquiry**  
30 **telling you that he's not finished with Sulaimon Brown, and that is the Friday of the first**  
31 **week of the Mayor being in office, which suggests that this request, this inquiry happened**  
32 **before the inauguration.**

33  
34 Yes it did

35  
36 **So if it's Ms. Hall who is responsible for finding him a position, why are you even involved?**  
37 **Let me rephrase the question. If all she did was say, is it ok if I interview him, then did you**  
38 **take that as your instructions, or did the Mayor give you instructions to put him as one of**  
39 **three people, out of an entire government, to perform the initial background check for?**

40  
41 The initial background checks were done before there was any discussion with Ms. Hall at all. If  
42 Mr. Brown was one of those 16 or 19 people, then the timing of that didn't have anything to do  
43 with the conversation with Ms. Hall or anything around January 7<sup>th</sup>.

44  
45 **So for the record, the first 19 were a priority for the Mayor and for the transition, every**  
46 **single one of these people were not interviews, these were pre-determined hires. Every one**

1 of them had a single position in mind going forward, or if not a specific position, the  
2 determination was made that they would be hired. The only two out of the 19 who were  
3 not were Linda Green, who decided not to pursue the job, and Mr. Brown, who ultimately  
4 got a job and lost a job. You understand that these look like people we've already decided  
5 to hire for new positions, etc, and this was simply perfunctory. And for him to be in the  
6 batch of 19 suggests he was in for the friend and family treatment.

7  
8 Well I don't know about the friends and family treatment, but he was very persistent, since he  
9 did not have a job, I think that led to his persistence, and more likely than not, if he was going to  
10 be hired it would be early on.

11  
12 There's some consistency in wording being used from one witness to another. Persistence,  
13 that was a word Ms. Hall used to describe him too. That was a word Mr. Rueben Charles  
14 used to describe him. It again defies logic that someone who had been an opponent, who  
15 had been a pest, who did not comport himself well, nonetheless because he was "persistent"  
16 he would up in a batch of people, every one of whom to our knowledge, wanted a job and  
17 got a job. That doesn't comport with your other testimony that he was just offered an  
18 interview. He was on the fast track to get a job, and he got a job.

19  
20 I don't know anything about him being on the fast track to get a job. I know that what I was  
21 trying to do was to live up to the commitment the Mayor made that he would get an interview.  
22 In the chance that he got a job, I didn't want him not to be vetted.

23  
24 **Fine. We still do not know exactly who told Ms. Hall to do this. It was you or the Mayor,**  
25 **right?**

26  
27 Or someone else.

28  
29 **Councilmember Wells**

30  
31 **Are you familiar with Joe McHugh? Who is he?**

32  
33 He's vice president of government affairs for Amtrak

34  
35 **And you got involved in whether the DC streetcar plans could access Union Station**  
36 **through the H Street Bridge?**

37  
38 I'm not sure, if you have an e-mail I'd like to see it, because I'd have to refresh my memory

39  
40 **This is from your yahoo account to Gerri Hall, says "Gerri your former colleague at**  
41 **Amtrak, the VP of Government Operations, Joe McHugh, will be calling and/or e-mailing**  
42 **you regarding the Amtrak trolley H street issue. They have talked to DDOT but feel it is**  
43 **more a political discussion than an operational one that is needed, particularly as there is**  
44 **no head of DDOT." What does that mean that it's a political discussion and not an**  
45 **operational one?**

1 Joe McHugh had said that he wanted to talk to Gerri because she was the Mayor's chief of staff  
2 and that they had been in discussions with DDOT, but he felt he needed a higher level official.  
3 And he knew Gerri, who had been a vice president at Amtrak, so I wanted to alert her that he was  
4 going to call, because he had asked me, and I told him I didn't have anything to do with it. I  
5 don't know whether they've had that conversation.

6  
7 **I'm probably going to have a separate oversight hearing now that this has been triggered.**  
8 **We've always thought it was an operational issue. And now we're spending millions and**  
9 **millions of dollars, and the citizens expect that we could connect to Union Station. I see in**  
10 **these e-mails that you've been cc'd on where it states to Gerri Hall from Joe McHugh, "my**  
11 **larger question to you is whether or not this project is going to go forward. There are a**  
12 **number of issues we need to resolve with the city. They're not huge issues, but they will**  
13 **require time and careful consideration."** So did you have any information regarding the  
14 **feasibility of DC accessing Union Station?**

15  
16 No I didn't. Joe McHugh was the point person for Amtrak.

17  
18 **I've got an e-mail here that is from you to Gerri Hall called 'talking point for the Mayor.'**  
19 **And it's referencing your meeting with David Ball that includes issues with Union Station.**  
20 **It also includes as one of the six topics, H St street cars.**

21  
22 Yes David Ball put those...he sent me an e-mail if I'm not mistaken with all of that in there. I  
23 don't have any knowledge of any of the issues surrounding it; David Ball put all that together.  
24 And he's the head of the Union Station Redevelopment Corporation.

25  
26 **So you're providing talking points to the Mayor about the H St street car going into Union**  
27 **Station, you're connecting Joe McHugh with Gerri Hall, and you have no information**  
28 **other than what's in these e-mails about the ability of DC to access Union Station?**

29  
30 That's correct

31  
32 **Well there's 800 e-mails, we're going to keep going through these, we may want to get back**  
33 **to you for our hearing. I'll take you at your word for now.**

34  
35 **Councilmember Cheh**

36  
37 **Ms. Green I want to return to Mr. Howard Brooks. During the campaign when you were**  
38 **chair, Mr. Brooks you said worked on the campaign?**

39  
40 Yes

41  
42 **And would you see him on a daily basis?**

43  
44 Yes

45  
46 **Would you talk to him on a regular basis?**

1 Yes

2  
3 **So you were pretty much aware of what his activities were?**

4  
5 No I wasn't. For the campaign, no I wasn't. When I talked to him and saw him it was usually  
6 during the evening or weekends. During the day I was at Amtrak, so I don't know what  
7 activities were worked on during the day.

8  
9 **Ok but did you have any occasion to talk about what he did for the campaign?**

10  
11 Yes, I did

12  
13 **Do you know if Mr. Brooks paid any money to Mr. Brown?**

14  
15 No I don't know

16  
17 **Was there ever any indication from Mr. Brooks that he had an occasion to provide money  
18 to Mr. Brown?**

19  
20 I'm not aware of that

21  
22 **Do you know if Mr. Brooks made any promises to Mr. Brown of any kind in the mayoral  
23 campaign?**

24  
25 No I'm not aware

26  
27 **Do you know of any actions by Mr. Brooks that would implicate him in criminal activity  
28 with respect to Mr. Brown or the campaign?**

29  
30 No I'm not aware

31  
32 **Ok I want to turn to the matter of hiring of relatives. We had a list of 5 adult children of  
33 people either in the campaign or your daughter, for example, who got jobs in the  
34 administration. Focusing first on your daughter, Leslie Green, what role did you play in  
35 securing employment for her in this administration?**

36  
37 I didn't play any role in her securing employment. Crystal Palmer contacted me and told me she  
38 was talking to Leslie, who she had tried to recruit previously, when Crystal was in the job before,  
39 and she asked me, did I have a problem with that. I told her that I didn't think Leslie would  
40 come work for the District government because she was very happy in the job she was in, but I  
41 told her I didn't have a problem with it. But I told her if they got to the point where she was  
42 going to actually discuss hiring her, I would need to check with the Mayor to make sure he didn't  
43 have a problem with it.

44  
45 **And what sort of problem was she asking you about?**

46

1 I don't know if it was a call or a face-to-face meeting. Crystal and I talked, I don't know...

2  
3 **Ok you're focusing on the wrong part of this. The contact...**

4  
5 Ok but I want to focus on both, since Mr. Catania was very clear about whether I had a meeting  
6 or a phone conversation.

7  
8 **She wanted to know if you would have a problem with that. In what sense would she think**  
9 **that...?**

10  
11 Because I was the chairperson of the campaign, and what would be the optics of that, I don't  
12 know

13  
14 **So then the process of her attempting to get a job proceeded without your involvement?**

15  
16 No I was kept up to date, because I wanted to keep the Mayor up to date on whether there would  
17 be a job offer.

18  
19 **When you say you were kept up to date, how were you kept up to date and by whom?**

20  
21 Leslie told me when she was talking to Crystal, she told me about the conversations, and Crystal  
22 told me that they were proceeding with their conversations.

23  
24 **Is it your view that the fact that you were Leslie's mother had no role to play in her hiring?**

25  
26 Absolutely not, Leslie is a qualified professional on her own. She has never gotten a job because  
27 of me.

28  
29 **And at some point you said that if it was going to ripen into an offer, you would have to**  
30 **bring that to the Mayor.**

31  
32 That's correct

33  
34 **And when did that happen?**

35  
36 I don't know the date

37  
38 **And it was you who brought it to the Mayor?**

39  
40 Yes

41  
42 **So to that extent at least you were involved in a matter of personnel. You didn't go**  
43 **through Ms. Hall.**

44  
45 I wanted to make sure, because it was my daughter, and I was the chair of the campaign, that the  
46 Mayor did not have any problem with the optics on that happening. So I went to him directly.

1 **There were others related to people in the administration who got jobs. Were you aware of**  
2 **those instances of people getting jobs?**

3  
4 I was not aware of any instance of any child of anyone else getting a job until after the fact

5  
6 **In terms of the situation after it unfolded in the press, did you have any conversations with**  
7 **the Mayor about the issue of the hiring of adult children?**

8  
9 Yes I did

10  
11 **And could you tell us the substance of that conversation?**

12  
13 I was in his office and he had just found out that some children had been hired of his staff  
14 members, and he asked me was I aware of it, and I said no, and he and I talked about how  
15 distressed both of us were with those hires.

16  
17 **When Ms. Hall was testifying about the fact that her son was hired, or actually prior to his**  
18 **hiring, she said that she didn't have any specific discussion with you about that, but that**  
19 **she had mentioned in your presence that he had submitted a resume, presumably to get a**  
20 **job, so to that extent you did know that Ms. Hall's son was seeking a job in the**  
21 **administration.**

22  
23 My recollection of Ms. Hall's testimony was that she was at the transition office, and she came  
24 in there, into that room as I described it with the two desks and several people sitting there, and  
25 she said she wasn't sure if I was in the room or not. I don't remember Ms. Hall saying anything  
26 about her son's resume.

27  
28 **But as a personnel specialist, and someone who's been around politics for a while, what was**  
29 **your view of the fact that these folks were hired even though they were children of people**  
30 **in the administration?**

31  
32 I don't think it was a very good idea, but no one asked me about it until after the fact, and I  
33 wasn't even asked then.

34  
35 **Since you were very good friends with Ms. Hall, and since she announced that her son was**  
36 **looking for a job, did you not think it was appropriate to counsel her that maybe that**  
37 **wasn't such a good idea?**

38  
39 I didn't know her son was looking for a job, she didn't mention to me that he was, and I certainly  
40 didn't know that he was coming to work in DC.

41  
42 **So her testimony that she mentioned it in your presence is mistaken.**

43  
44 She thought I was there, and I could have been, I could have been on the phone. The office was  
45 not private, it wasn't as if she walked into the office and I was the only one sitting there. I have  
46 no recollection of her mentioning her son's resume.



1 **In terms of your relationship with the people who are largely involved in the decisions**  
2 **about personnel, could you tell me about your relationship with Judy Banks?**

3  
4 She and I are close personal friends

5  
6 **And how long have you known her?**

7  
8 Close to 30 years I guess

9  
10 **In terms of you not playing any role in your daughter's hiring, I assume that your daughter**  
11 **had to go through the office of HR, which was headed on an interim basis by Judy Banks**

12  
13 Right, the selecting official was Crystal Palmer

14  
15 **We have e-mails where your daughter refers to Ms. Banks as Aunt Judy, and thanks her**  
16 **for a Christmas present, so they must have had a close relationship as well.**

17  
18 Yes they do

19  
20 **So Crystal Palmer is seeking to hire your daughter, and she knows who you are, you know**  
21 **who she is, she has to be processed through Judy Banks, who is close to you and her, but**  
22 **you feel that in no case was there any special treatment here.**

23  
24 No I don't think there was any special treatment. She was well qualified for the position.

25  
26 **In terms of Ms Hall and her son, while you don't recall whether she said something about**  
27 **her son seeking a job, what is your relationship with Ms. Hall?**

28  
29 We're close personal friends

30  
31 **Do you also know her son?**

32  
33 I know who he is, yes

34  
35 **Does Judy Banks know Ms. Hall as well?**

36  
37 Yes

38  
39 **And the three of you are friends**

40  
41 Yes I've said that

42  
43 **And when Ms. Hall's son was processed through Judy Banks, and some other children, Ms.**  
44 **Banks said she raised an objection, but was then told to process these cases nevertheless.**  
45 **Would that be from your experience as someone in charge of personnel, the position that**

1 **you should take when you see that there's a problem of hiring relatives? Just to go ahead**  
2 **and process them nonetheless?**

3  
4 No, that would not have been my decision

5  
6 **Councilmember Catania**

7  
8 **Ms. Green did you send the resume of your daughter to the administration for purposes of**  
9 **hire?**

10  
11 I'm not sure if I did or not

12  
13 **I'm looking at an e-mail from Thursday, December 30<sup>th</sup>, from you to Judy Banks which**  
14 **includes your daughter's resume. Seven hours later, she sent an e-mail, from Judy Banks**  
15 **to you, Gerri Hall, and your daughter, "Gerri has your offer letter for senior**  
16 **communications manager in the UM office of communications at \$85,000." So within**  
17 **seven hours of you sending the resume of your daughter to the Chief of Staff for the Mayor,**  
18 **she has an offer letter and a position. There's no question...your daughter testified and she**  
19 **is an extremely talented and skilled person, that is not at issue. The issue is whether or not**  
20 **the rules were followed in terms of interviews, resumes, etc. So I have to wonder whether**  
21 **or not it is typical in the District government that within seven hours of a resume arriving,**  
22 **that an offer letter is presented.**

23  
24 I don't think that's valid in this case because Crystal Palmer is the one who told me that she had  
25 Leslie's resume and she had interviewed Leslie, so it wouldn't have been Gerri Hall or Judy  
26 Banks who would have done the interview or seen the resume, and if I forwarded it, I forwarded  
27 it because whoever asked for it didn't have it, but Crystal Palmer can shed more light on that.

28  
29 **But what happened, your daughter forwarded it, and you forwarded it four minutes later.**  
30 **So there was a kind of double-teaming between you and your daughter.**

31  
32 She forwarded it to who?

33  
34 **She forwarded it to Gerri Hall, and then four or five minutes later you forwarded it again.**  
35 **And I understand the testimony of Crystal Palmer that she had asked for your daughter,**  
36 **but you see there's no evidence of that. There's no e-mail traffic. Crystal Palmer appears**  
37 **nowhere on any of the correspondence regarding whether or not an offer is made, resumes,**  
38 **etc. It may very well be, but I'm telling you that there's no evidence in the record to**  
39 **suggest that Crystal Palmer actually asked for your daughter to be employed by her. That**  
40 **may very well have happened, we may need to expand the scope of our inquiry with respect**  
41 **to e-mails, to see if there is e-mail traffic from Ms. Palmer to your daughter and back**  
42 **asking her if she would be interested in a job**

43  
44 It's my understanding from what Ms. Palmer and my daughter told me that they met. So I don't  
45 know if there was e-mail traffic or not. I certainly believe Ms. Palmer. It goes back to the  
46 question – everyone's not lying.

1 **But you would acknowledge there should be some phone record, right? Some phone**  
2 **record, e-mail traffic...**

3  
4 I have no idea

5  
6 **Well it certainly would be interesting, and we'll leave it up to the Chairwoman to decide**  
7 **whether or not she wishes to pursue that, but right now the only evidence we have of your**  
8 **daughter's hiring is her sending her resume and you, within minutes of each other, on the**  
9 **30<sup>th</sup> of December...**

10  
11 Mr. Catania, you have Ms. Palmer's sworn testimony, that's pretty compelling.

12  
13 **And respectfully, Ms. Green, we've had a lot of sworn testimony, and testimony has not**  
14 **exactly been consistent between one witness and another. I'm sure she appreciates that**  
15 **you're vouching for her, but I'd like to see some underlying proof. You also mentioned**  
16 **that you had no role in hiring the children of the other individuals in question, including**  
17 **Peyton Brooks, who goes by the name Michael.**

18  
19 That's correct

20  
21 **So you did not receive an e-mail from Michael Brooks, Howard Brooks' son?**

22  
23 I did receive an e-mail from him, saying he was looking for employment in the District  
24 government.

25  
26 **Did you also inform Gerri Hall that he was looking for work?**

27  
28 I asked Gerri if he had contacted her because I knew that they knew each other and I didn't want  
29 to proceed with sending her something that she already had, so I asked her in an e-mail if he had  
30 contacted her, because I was going to tell him that I was not the person he needed to talk to about  
31 a position. And I understand that he applied on the website.

32  
33 **But there are a whole number of e-mails that go back and forth between you and Ms. Hall**  
34 **where she basically says he's been approaching her with respect to client interests, but not**  
35 **necessarily particular job interests, then there's an e-mail from you to Ms. Hall that says**  
36 **"Gerri before I call Mike back have you talked to him?" That suggests that you had some**  
37 **interest. And this comes on the heels of an e-mail that you received from him where**  
38 **according to him his father said "you need to talk to Lorraine," which suggests that you**  
39 **have some role in this. You are engaged in communicating with the Chief of Staff on his**  
40 **behalf, are you not?**

41  
42 No I did not, not on his behalf at all

43  
44 **So the fact that you asked the Chief of Staff whether or not she has spoken with him, you**  
45 **don't believe that has any relationship at all to an advocacy or an interest?**

1 Absolutely not, I asked her because they knew each other.

2  
3 **Let me be clear, that is not what she testified to. She testified to not knowing him.**

4  
5 She didn't know Michael Brooks?

6  
7 **That's right**

8  
9 I find that hard to believe that she testified to that.

10  
11 **So when she told you, "I got it but because of explosions in cabinet meetings, prep, I did not**  
12 **plan to call before this evening, since this is personal, I did not delegate." What do you**  
13 **think she meant by that? I guess it's hard for you to crawl in her head, but since this is the**  
14 **Mayor's Chief of Staff, she didn't delegate the hiring of what would be a pretty far down**  
15 **the rung subordinate, why would the Mayor's Chief of Staff?...**

16  
17 I'm not going to speculate, I don't know

18  
19 **Well I think that undermines some of your credibility, that you didn't know anything**  
20 **about the hiring of children, when you were calling the Mayor's Chief of Staff on their**  
21 **behalf**

22  
23 I did not call on Peyton Brooks' behalf, I did not know he had been hired, and I did not advocate  
24 for him

25  
26 **To be fair, we don't have all the e-mails...**

27  
28 I hope you get them all

29  
30 **I hope we do too, because you see there are breaks in the e-mail chains. The ones that**  
31 **were handed over to the committee have breaks in the e-mail chains. So while we have her**  
32 **reaching out to you, and we have her reaching out to you again, we don't have your e-mail**  
33 **in between. There's an intervening e-mail that we don't have, that I think would be helpful**

34  
35 **Let's return if we could to Sulaimon Brown. Did you ever speak with Reuben Charles**  
36 **regarding Sulaimon Brown?**

37  
38 Reuben told me that Mr. Brown had come to see him I guess it's a couple months ago now,  
39 maybe longer than that, in the transition office.

40  
41 **Did you instruct Mr. Charles to tell Mr. Brown not to return to the transition office?**

42  
43 Oh I meant the wrong conversation, I'm sorry, I was at the last conversation. Mr. Charles told  
44 me that Mr. Brown had come to him, this was during the time when we were having the  
45 transition meetings at the transition office that Mr. Charles is making reference to, and I was told  
46 by staff that whenever Mr. Brown came up he was very disruptive. What happened that

1 triggered that was the young man who sat the front desk was under the instructions to ask  
2 everyone to sign in before they went to the conference room, and Mr. Brown got upset because  
3 the young man asked him to sign in, and he said 'you don't know who I am? You wouldn't have  
4 your job if it wasn't for me. I'm the person who got Chairman Gray elected.' He went on  
5 ranting and raving - I was told this so this is all second hand - and he went into the back without  
6 signing in, so the young man was upset, and this was one of several instance. Mr. Charles was  
7 here during the day as the transition director, so I asked him if he could talk to Mr. Brown about  
8 his behavior, and there were a couple other folks too, when they came to the transition office.

9  
10 **Mr. Charles testified that you instructed him to tell Mr. Brown not to return to the**  
11 **transition office. Is that correct?**

12  
13 I don't remember having banned him from the transition office.

14  
15 **But you certainly recall that Mr. Brown was disruptive**

16  
17 Yes

18  
19 **Which once again calls into question why he was on the friends and family plan, why he got**  
20 **a \$110,000 job without interviewing, without a resume, without a job selected, and was one**  
21 **of the privileged two or three who weren't already a government employee who had the**  
22 **courtesy of a pre-approved background check. What did the two of you discuss in your 11**  
23 **conversations? Again I appreciate the fact that you may have been returning his calls. I'm**  
24 **assuming you talked to no other candidates by phone. Is that right?**

25  
26 No other candidates, no I did not talk to any other candidates by phone.

27  
28 **How did you come to get Mr. Brown's phone number?**

29  
30 Mr. Brown gave it to me

31  
32 **He claims that the Mayor asked that he speak with you. Is that true?**

33  
34 That's what he told me as well

35  
36 **Did the Mayor in fact ever tell you to talk to Sulaimon Brown?**

37  
38 I told the Mayor that Sulaimon Brown had contacted me, saying that you he [the Mayor] told  
39 him to do so, and he said yes I did.

40  
41 **I'd like to know the nature of these 11 conversations, in which nearly an hour of time**  
42 **transpired in the course of them.**

43  
44 Most of the early conversations had to do with him talking about himself and his financial  
45 background as an auditor. He said he was very proud of his career, and he wanted me to know  
46 what his background was. He also talked to me about his knowledge of Mayor Fenty and his

1 experiences with the Fenty – I don't know if it was the campaign or if it was part of the  
2 administration. And campaign strategy, he was very distressed at some point during the  
3 campaign that he was considered a second-tier candidate, not a first-tier candidate, so he didn't  
4 want us to attend certain forums that he was not a part of, certain debates, he wanted us to share  
5 certain information on what forums and campaign activities we were participating in.

6  
7 **Ms. Green did it ever occur to you to say to Mr. Brown, you are an opponent of ours in this**  
8 **race, I'm not going to staff you, it's not my job, I'm trying to get *my* person elected?**  
9

10 No, as I said, from the beginning he did not position himself as our opponent. He positioned  
11 himself as a helpmate, so to speak. He said he was running against Adrian Fenty, and that was  
12 the only person he was running against, and I think if you heard him in the debates and the  
13 forums that will bear me out, that he was always very much collegial with Chairman Gray.

14  
15 **When did the promise, again we're looking at a timeline of many, many calls, when did the**  
16 **promise emerge for the job interview? Because I believe the Mayor has made that much**  
17 **clear. When did the promise emerge? Did it happen in July, August, or did it happen in**  
18 **October?**  
19

20 It happened in the early conversations. I reported back to Chairman Gray at that time about the  
21 conversation with Sulaimon, I told him he had mentioned if Gray was successful that he wanted  
22 to be considered for a job, and also his brother. And I told Chairman Gray at that time what I  
23 told Mr. Brown, which was that it was premature to talk about a job, there would be a process in  
24 place, and the process had to do with being qualified for a job, and he stressed his qualifications.  
25 The other part of it had to do with his impression that he was just going to be appointed as a  
26 mayoral appointee, so I had to explain to him that the Mayor only actually appoints positions in  
27 his cabinet and his personal staff, that if he was going to go into an agency, an agency head  
28 would have to appoint him, so that was a disconnect early on where he just thought that he could  
29 get an appointment, and I cleared that up with him.

30  
31 **He did get an appointment, Ms. Green, without ever interviewing...**  
32

33 How do you know he didn't interview?  
34

35 **He did not interview with the agency head. His resume was unknown, he was simply**  
36 **placed by Gerri Hall at her own admission at a salary that he identified without a position**  
37 **being identified.**  
38

39 I wasn't aware of that.  
40

41 **Councilmember Cheh**  
42

43 **I want to talk a little more about Mr. Howard Brooks. What is the relationship between**  
44 **Mr. Brooks and the Mayor?**  
45

1 I know that Mr. Brooks had worked on the last two mayoral campaigns, and their sons went to  
2 college together, so I know they knew each other through their sons, and that's about all.

3  
4 **Do you know that Mr. Brooks received a bonus payment at the end of the campaign?**

5  
6 Yes I saw that  
7

8 **And you had said earlier that the Mayor was the one who identified the persons who would**  
9 **receive a bonus at the end of the campaign.**

10  
11 If I said that I misspoke. The Mayor identified certain people who would get win bonuses at the  
12 end of the campaign, these are people that he hired, such as the campaign manager and our  
13 communications director, those are the two that come to mind. There were other people who  
14 ended up getting bonuses at the end that I think our transition director made that determination,  
15 Mr. Charles.

16  
17 **So was Mr. Brooks on this list that the Mayor identified as someone who would get a win**  
18 **bonus at the end?**

19  
20 Not that I'm aware of, no.  
21

22 **And he did in fact get a bonus of \$44,000**

23  
24 I'm not sure how much he got  
25

26 **You said Mr. Charles would have...**

27  
28 The authority to give out the bonuses at the end, that was delegated to Mr. Charles, yes.  
29

30 **You would have had no involvement in that decision at all?**

31  
32 No I didn't  
33

34 **The other advantage that accrued to Mr. Brooks was the fact that his son obtained a job in**  
35 **the administration. Did you have any involvement in that?**

36  
37 Not other than what Mr. Catania and I discussed, no.  
38

39 **And that position was for something like \$110,000.**

40  
41 I don't know the salary  
42

43 **Part of the reason why I raise this was because Howard Brooks, having been friends with**  
44 **the mayor for some time, and a friend of yours, is that correct?**

45  
46 Yes

1 **Someone who had maybe been involved in potential business arrangements with the city in**  
2 **the past. The Lottery I'm thinking of, attempted to be involved in the lottery?**

3  
4 Yes

5  
6 **Was that with you?**  
7

8 No that was with another group that was putting together a bid with us, my partnership was with  
9 Doug Patton and Rod Woodson, the three of us were together in a partnership.  
10

11 **The reason I bring this is up is because Mr. Brooks gets a rather robust amount of money,**  
12 **\$44,000 as his bonus, his son gets a job for \$110,000, and he's the one implicated by**  
13 **Sulaimon Brown as someone passing money to him, and otherwise perhaps being involved**  
14 **in the promise of a job. I raise this because it seems as though Howard Brooks was greatly**  
15 **advantaged by his involvement in the campaign. Was he not?**  
16

17 I don't think so, let me speak to the job piece – Mr. Brooks had absolutely no authority and  
18 nothing to do with the granting of any positions to anyone, not even his own son. As the e-mail  
19 would point out, he directed his son to talk to me. So that would be a huge stretch for Mr. Brown  
20 and Mr. Books to agree on a position.  
21

22 **This sort of thing is frustrating, to say he had no involvement and he did it through you,**  
23 **but you're his good friend, everyone knows that.**  
24

25 No he did not. What he told his son in this e-mail was my father told me to talk to you, I've been  
26 asking him about how do I apply for a job, that's when I contacted Ms. Hall and asked if Michael  
27 Brooks had contacted her, because they did know each other. I did nothing to help Michael  
28 Brooks find a job.  
29

30 **All I'm saying is that if people listen to this, this close knit relationship among all of you,**  
31 **you, Judy Banks, Howard Brooks, it's his son, the fact that you say you didn't do anything**  
32 **belies the fact that this is all a comfortable nest of people who all know what's going on.**  
33 **That is to say, you all know each other, and this is the son of a friend of yours.**  
34

35 Ms. Cheh, I didn't even know that Michael Brooks had gotten a job. I did not. So it's not that  
36 close. We're close friends, yes, but this is a case of us not knowing all of what's going on, and I  
37 did not know he had gotten a job.  
38

39 **I want to turn to one other person in the time I have remaining, and it's Cherita Whiting.**  
40 **When did you first come into contact with Cherita Whiting?**  
41

42 Dawn Slauenger, Gray's chief of staff when he was the Chairman, introduced me to Cherita as  
43 her friend  
44

45 **When was that?**  
46



1 That was 3 or 4 years ago, after Gray became Chairman

2  
3 **So when did you come into contact with Cherita during the campaign?**

4  
5 I saw her occasionally

6  
7 **Was she working the campaign?**

8  
9 I'd see her in ward 5 and 4

10  
11 **Were promises made to Cherita Whiting about a job after the campaign was over?**

12  
13 Not that I'm aware of

14  
15 **Do you know who decided to give her a job?**

16  
17 No I don't

18  
19 **Do you know who vetted her?**

20  
21 No, Cherita wasn't on my radar, I didn't know she was going to get a job

22  
23 **Based on your testimony, your expertise in this area, you had said with respect to these**  
24 **excepted service positions that it's really not an appointment by the mayor per se, because**  
25 **they have to go through an agency head. We have testimony with respect to her that she**  
26 **was placed in parks and recreation, and the head of that agency didn't know who she was**  
27 **or what she was doing there or anything. She was just in effect deposited there, so that to**  
28 **you would be an improper way to put her in an agency**

29  
30 Yes that's correct

31  
32 **Councilmember Catania**

33  
34 **Ms. Green, can you describe approximately how many conversations you had with the**  
35 **Mayor involving Sulaimon Brown, prior to his inaugural on January 2<sup>nd</sup>?**

36  
37 Two that I remember

38  
39 **The first was following Sulaimon Brown's introduction of himself to you, and explaining**  
40 **that the Mayor had asked him to talk to you. Was it in that first conversation when Mr.**  
41 **Brown mentioned the possibility of a job interview?**

42  
43 Yes

44  
45 **The second conversation you had with the Mayor Elect, what was the nature of that**  
46 **conversation?**

1 That's when I told him about my November 29<sup>th</sup> conversation with Mr. Brown and how I didn't  
2 want to have any further contact with him.

3  
4 **Wouldn't the Mayor have known about that, because contemporaneous Mr. Brown had**  
5 **sent him a text describing that conversation?**

6  
7 I didn't know that

8  
9 **So the Mayor did not mention that**

10  
11 No he did not

12  
13 **When you mentioned...and certainly the Mayor on his own saw the erratic, and I think**  
14 **that's an appropriate characterization of Mr. Brown's behavior, by that point in the end of**  
15 **November, it's fair to say that the Mayor had some knowledge of the erratic behavior of**  
16 **Mr. Brown, correct?**

17  
18 I'm not sure

19  
20 **Alright, did you have any conversation with the Mayor at the end of November, to**  
21 **reconfirm whether or not the Mayor's intention to offer him an interview still stood, or**  
22 **were you going based on what you learned in June?**

23  
24 We didn't discuss that at all, what we discussed was the phone conversation I had with Mr.  
25 Brown. So no, we didn't discuss a job interview or anything like that

26  
27 **You and the Mayor are both smart, politically savvy people. Sulaimon Brown must have**  
28 **appeared as a landmine at the end of November.**

29  
30 He did, I wish he had appeared earlier as a landmine

31  
32 **So you by your own admission are having a conversation with the Mayor, and it had to**  
33 **have occurred to you or him to think 'even though I promised this guy a job interview, all**  
34 **indications are that this is not someone who would comport himself in a professional**  
35 **manner, therefore even though we give him an interview, let it be understood that there**  
36 **will be no job. We will keep our commitment and move on.' But that's not what**  
37 **happened.**

38  
39 No the conversation I had with him was the fact that I was not interested in discussing anything  
40 further with Mr. Brown, which is why it led to the discussion with Ms. Hall at the end of  
41 December when I told her to check with the Mayor because I didn't know if he still felt the same  
42 way.

43  
44 **So you initiated that conversation with Ms. Hall, or are you still claiming that she initiated**  
45 **it with you?**

1 She initiated it with me

2  
3 **Did she give you any indication at that time that she had ever discussed him with the**  
4 **Mayor?**

5  
6 No, she did not give me any indication

7  
8 **So even though you and the Mayor were privy to this, there's no evidence to suggest Ms.**  
9 **Hall was, that Ms. Hall writes in her notes, check with Vince regarding position, after**  
10 **having a conversation with you when many items were discussed**

11  
12 [Silence]

13  
14 **So have you spoken with the Mayor since January 2<sup>nd</sup> regarding Sulaimon Brown?**

15  
16 No I have not

17  
18 **You've not had 1 conversation through e-mail, in person, on the phone, with the Mayor**  
19 **about Mr. Brown?**

20  
21 Not one

22  
23 **Tell me about your conversations with Mr. Brooks involving Mr. Brown? Let me start by**  
24 **asking, when was the last time you spoke with Mr. Brooks?**

25  
26 A couple days ago

27  
28 **How frequently do you talk with Mr. Brooks?**

29  
30 Maybe daily, sometimes every other day

31  
32 **Without getting into your personal life, how would you characterize your relationship with**  
33 **Mr. Brooks?**

34  
35 We have a close, personal relationship

36  
37 **Would it be an intimate relationship? I'm sorry for the question, but it has certainly been**  
38 **rumored. It's an opportunity for you to say absolutely, categorically that's not true.**

39  
40 I characterize our relationship as a close, personal relationship. I don't define it in sexual terms  
41 at all.

42  
43 **Have you talked with Mr. Brooks about allegations that he has passed money to Mr.**  
44 **Brown?**

45  
46 Yes

1 **Did he discuss with you at any time whether there was any credence to those allegations?**

2  
3 Upon advice of counsel, the discussions I've had with Mr. Brooks we feel may intrude on the  
4 ongoing investigation, so I would prefer not to answer those questions, and have those questions  
5 answered during the course of the investigation.  
6

7 **Ms. Green, as the chairperson stated at the beginning of this investigation, this is really**  
8 **about getting to the bottom of certain allegations that were made publically. There are**  
9 **many questions, believe you me, that I would like to ask and I have walked a very fine line**  
10 **and exercised restraint, especially involving some of the personal relationships involving**  
11 **the executive, our Mayor, his family, and their role. So I'm trying to walk a fine line, and**  
12 **I'm going to defer to the chairperson as to whether or not your assertion of that privilege is**  
13 **appropriate. If she believes that it is I will leave that matter alone and we'll go on to the**  
14 **next question.**  
15

16 That is not appropriate, and I would direct the witness to answer the question.  
17

18 [Ms. Green's Counsel speaks. Councilmember Cheh decides to recess the hearing, not to  
19 adjourn, and ask the question after the criminal investigation is over. Counsel agrees to furnish  
20 the answers to the committee after Ms. Green's part in the investigation is over.]

# **Exhibit 25**

THE COUNCIL OF THE DISTRICT OF COLUMBIA  
COMMITTEE ON GOVERNMENT OPERATIONS AND THE ENVIRONMENT  
PUBLIC OVERSIGHT ROUNDTABLE

THE EXECUTIVE'S PERSONNEL PRACTICES  
Testimony of Sulaimon Brown

Monday, June 6, 2011  
John A. Wilson Building  
1350 Pennsylvania Ave NW  
Washington DC 20004

# Capital Reporting Company

## D.C. Council- Brown Testimony 06-06-2011

2	4
1 APPEARANCES	1 Fifth Amendment privilege or when any statement would
2	2 otherwise be privileged under law; for example,
3 Honorable Mary Cheh, Ward 3	3 attorney-client privilege, things of that nature.
4 Committee Chairperson	4 Though I would note that, again, as I said earlier,
5	5 this is a legislative investigation, a legislative
6 Committee Members:	6 hearing. This is not a court hearing, and we are not
7 Honorable David Catania, At-Large	7 bound by technical rules of evidence.
8 Honorable Tommy Wells, Ward 6	8 You are also entitled to make an opening
9	9 statement. Before you make that opening statement and
10 Other Councilmembers:	10 before we actually begin the proceeding though, there
11 Honorable Marion Barry, Ward 8	11 was an article in The Washington Post just this Sunday
12 Honorable Muriel Bowser, Ward 4	12 about various documents that you had, money orders, in
13 Honorable Yvette Alexander, Ward 7	13 connection with some of the matters that you have
14	14 alleged; and because of those documents because they
15	15 are documents and because there may be other documents,
16	16 I believe you have said that you have envelopes or
17	17 other actual documents that may support some of the
18	18 things that you said. At this time, I'm going to ask a
19 * * * * *	19 secretary or someone from the secretary's rather to
20	20 serve you please with a request for documents.
21	21 (Pause)
22	22 MS. CHEH: Thank you very much, and I think
3	5
1 PROCEEDINGS	1 the return date on that is --
2 MS. CHEH: At this time, the committee would	2 UNIDENTIFIED MALE: The 15th.
3 like to call Mr. Sulaimon Brown.	3 MS. CHEH: -- the 15th of June. So at this
4 Mr. Brown.	4 time, Mr. Brown, do you have an opening statement?
5 (Pause)	5 MR. BROWN: Yes, I do.
6 MS. CHEH: Whatever chair you like. The	6 MS. CHEH: Well, we will hear it now.
7 coolest seat in town, but could you stand first please?	7 MR. BARRY: Can you turn you mic on.
8 MR. BROWN: Yes.	8 MS. CHEH: Is the green light -- could you
9 MS. CHEH: And raise your right hand. Do you	9 press the button and see if the green light comes on?
10 swear of affirm under penalty of law that the testimony	10 MR. BROWN: The green light is on.
11 that you're about to give to the District of Columbia	11 MS. CHEH: Ahh, now we hear you.
12 Council and to this Committee is the truth, the whole	12 MR. BROWN: I, Sulaimon Brown, for the
13 truth, and nothing but the truth?	13 record, under oath, truthfully and with no malicious
14 MR. BROWN: Yes.	14 intent declare that Vincent Gray's campaign,
15 MS. CHEH: Thank you very much. Mr. Brown, I	15 specifically Mayor Vincent Gray, who was then chairman
16 want to advise you of certain matters. First of all,	16 and former D.C. mayoral candidate; Lorraine Green,
17 you have right to be here with counsel. I see that you	17 Mayor Gray's former campaign chairperson; and Howard
18 are at the table by yourself. Do you have counsel	18 Brooks, Gray's former campaign finance consultant gave
19 today?	19 me cash and money orders to maintain my campaign for
20 MR. BROWN: No, I don't.	20 mayor, cover living expense, and attack then-Mayor
21 MS. CHEH: You also have a right to refuse to	21 Fenty during the 2010 mayoral race.
22 answer questions when to do so will implicate your	22 In addition to monies received in the form of

Capital Reporting Company  
D.C. Council- Brown Testimony 06-06-2011

<p style="text-align: right;">6</p> <p>1 cash and money orders, I was also promised a job for 2 myself and my brother, a job I later received but my 3 brother did not. The promise of a job was directly 4 negotiated by both Vincent Gray and Lorraine Green. 5 Vincent Gray initiated the -- 6 MS. CHEH: Mr. Brown, I'm sorry. May I 7 interrupt you? It would be preferable if you would 8 please remove you sunglasses unless you have some 9 medical reason. 10 (Pause) 11 MS. CHEH: Mr. Brown. 12 MR. BROWN: I'm not going to remove them. 13 (Pause) 14 MR. BROWN: Vincent Gray initiated the first 15 contact with me at Howard University Blackburn Center 16 in 2010 as it relates to this matter. He asked me had 17 I spoken to Lorraine, and I stated, "No." I did not 18 know -- 19 MS. CHEH: Mr. Brown, again, I'm sorry to 20 interrupt you. Do you have a copy of your statement? 21 MR. BROWN: You said I could have a 10-minute 22 statement, right? This is not going to take long.</p>	<p style="text-align: right;">8</p> <p>1 This encounter with Vince, Lorraine, and I is what has 2 brought me here to this hearing today. 3 The Washington Post has written several 4 articles that directly tie Vincent Gray's campaign to 5 my campaign. Besides The Post's third-party 6 verification, there's clear and convincing evidence in 7 the form of text messages, thousands of accumulated 8 hours of phone calls and emails sent directly from the 9 Vincent Gray's cell phone, Lorraine Green's cell phone, 10 and Howard Brooks's cell phone to me that supports my 11 assertion that I was paid, promised a job not an 12 interview, and working with Vincent Gray to defeat 13 Adrian Fenty. 14 In addition, there are money orders from the 15 Gray campaign which The Washington Post has tied 16 directly to family members, friends, and relatives of 17 the accused in this case. 18 Prior testimony from witnesses to this body 19 under oath further supports my assertion that Vincent 20 Gray broke the law, specifically as it relates to the 21 promise of a job that I was promised and I received. 22 Gerri Mason Hall testified to this body that, in your</p>
<p style="text-align: right;">7</p> <p>1 MS. CHEH: No, no, no. I don't mind that, 2 but if you had a printed copy, it would be much easier 3 for us to follow along. 4 MR. BROWN: Well, I have a printed copy for 5 myself. 6 MS. CHEH: But you have you copies for the 7 committee? 8 MR. BROWN: No, I did not bring copies for 9 the committee. 10 MS. CHEH: I'm -- 11 MR. BROWN: You're welcome to copy. 12 MS. CHEH: We can make one later, but I just 13 wanted to know if you had them. Thank you. I'm sorry. 14 Continue. 15 MR. BROWN: He then instructed me to reach 16 out to her and he would have her do the same. We were 17 there for the debate, and after that debate, a woman 18 approached me with a business card -- this business 19 card right here that says, "Lorraine Green, chairperson 20 for Vincent Gray" and said "Hi, I'm Lorraine Green. 21 Vince asked me to talk to you. Call me tomorrow. Let's 22 sit down and talk." It was something to that effect.</p>	<p style="text-align: right;">9</p> <p>1 own words, she was supposed to reach out to Vince for a 2 job for Sulaimon, that's me. 3 In addition to the direct involvement of 4 promises of a job to me by Vincent Gray, he also was 5 present during one of other cash and money order 6 payments that I received, and that was at Eatonville, 7 and I'm going to go later on to the testimony of that. 8 I have supplied documentation to support my 9 assertion to the FBI, the U.S. Attorney's Office, and 10 the House Oversight Committee. This documentation 11 includes but is not limited to some of the actual 12 envelopes the cash and money orders were given to me 13 in. These envelopes should contain DNA fingerprints 14 and forensic evidence of Lorraine Green and Howard 15 Brooks on them because they gave them to me on behalf 16 of Vincent Gray as payment to verbally attack Adrian 17 Fenty, living expenses, and to boost campaign dollars 18 so I could stay in the mayoral race. Thank you. 19 MS. CHEH: Thank you very much. Mr. Brown, 20 I'm going to ask that the clerk go and if you would 21 provide us with a copy of the statement -- 22 MR. BROWN: Sure.</p>



# Capital Reporting Company

## D.C. Council- Brown Testimony 06-06-2011

10	<p>1 MS. CHEH: -- then we could make copies for</p> <p>2 the members. Mr. Brown, given the rather explosive</p> <p>3 allegations that you've made, it's important for the</p> <p>4 Committee to under the basis of that allegations and to</p> <p>5 establish your credibility, so I'd like to start first</p> <p>6 with the matter about payments.</p> <p>7 The article in The Washington Post just this</p> <p>8 Sunday identifies these money orders, copies of which</p> <p>9 you say that you've only recently discovered, and they</p> <p>10 amount to something in the neighborhood of, I don't</p> <p>11 know, \$600 and some dollars.</p> <p>12 However, in an earlier article in The</p> <p>13 Washington Post, you say you don't remember how much</p> <p>14 money the Gray campaign may have given you but that it</p> <p>15 was -- and I'm quoting what was in The Post -- it was</p> <p>16 definitely thousands, it was not hundreds.</p> <p>17 You've also now relayed in your opening</p> <p>18 statement that there were other monies transferred to</p> <p>19 you, so I'd like to go back and see if we can establish</p> <p>20 right from the beginning the very specific bases of how</p> <p>21 this came about and how the money was transferred.</p> <p>22 Now in one of the original stories, you said</p>	12
11	<p>1 that, or it was reported that you said, that you were</p> <p>2 given an envelope initially by Lorraine Green which has</p> <p>3 \$750. Is that correct?</p> <p>4 MR. BROWN: That's correct.</p> <p>5 MS. CHEH: And where did that happened?</p> <p>6 MR. BROWN: That happened at Union Station.</p> <p>7 MS. CHEH: And where in Union Station?</p> <p>8 MR. BROWN: In the circle rotunda.</p> <p>9 MS. CHEH: And can you tell me exactly the</p> <p>10 circumstances where you had already arranged to meet in</p> <p>11 that particular area?</p> <p>12 MR. BROWN: Yes. One second. I first met</p> <p>13 Lorraine Green Wednesday, July 23 at approximately 8:35</p> <p>14 p.m. in the Blackburn Center at Howard University where</p> <p>15 Mayor Vincent Gray asked me to -- asked me have I</p> <p>16 talked to Lorraine, as in my opening statement, and he</p> <p>17 asked me to reach out to her, and he would have her do</p> <p>18 the same. At that meeting --</p> <p>19 MS. CHEH: She gave you her business card.</p> <p>20 MR. BROWN: -- she gave me her business card,</p> <p>21 and if you check my phone records, the very next day --</p> <p>22 MS. CHEH: No, I --</p>	13

# Capital Reporting Company

## D.C. Council- Brown Testimony 06-06-2011

14	<p>1 MR. BROWN: The money payments of July 24,</p> <p>2 2010. Lorraine Green gave me the cash of \$750 and</p> <p>3 wanted me to continue what I was doing, what the media</p> <p>4 actually said was attacks. I still have some problems</p> <p>5 with that, but for the sake of this --</p> <p>6 MS. CHEH: I understand what you said in your</p> <p>7 statement, but I'm trying to ask you to tell us.</p> <p>8 MR. BROWN: Okay. I'm trying to tell you.</p> <p>9 MS. CHEH: You got there to this area. You</p> <p>10 see her. You knew what she looked like I assume?</p> <p>11 MR. BROWN: Yes, because I met her the prior</p> <p>12 day --</p> <p>13 MS. CHEH: The prior day.</p> <p>14 MR. BROWN: -- at the Blackburn Center at</p> <p>15 Howard University --</p> <p>16 MS. CHEH: And so this is --</p> <p>17 MR. BROWN: -- when she gave me her card, so</p> <p>18 I knew what she looked like.</p> <p>19 MS. CHEH: Okay. And she knew what you</p> <p>20 looked like, and you saw each other, and so she must</p> <p>21 have said "Hello" or some such thing like that. And at</p> <p>22 some point, she said that she wanted to give you money.</p>	16
15	<p>1 How did the issue of money even come up?</p> <p>2 MR. BROWN: No, it, you know -- you want me</p> <p>3 to testify or you going to testify for me?</p> <p>4 MS. CHEH: I'm -- no --</p> <p>5 MR. BROWN: The thing is --</p> <p>6 MS. CHEH: -- no, sir, I asked you how did</p> <p>7 the issue of money come up.</p> <p>8 MR. BROWN: When we sat down at the table,</p> <p>9 she asked me what was I looking for, and I told her</p> <p>10 that --</p> <p>11 MS. CHEH: Well, let me interrupt you. So</p> <p>12 when you met her, so --</p> <p>13 MR. BROWN: But don't interrupt me. I want</p> <p>14 to finish my --</p> <p>15 MS. CHEH: No, no --</p> <p>16 MR. BROWN: -- my --</p> <p>17 MS. CHEH: -- when you met her --</p> <p>18 MR. BROWN: -- I don't --</p> <p>19 MS. CHEH: -- I want to get this exactly</p> <p>20 right. Your --</p> <p>21 MR. BROWN: Well, if you want to get it</p> <p>22 exactly right, you want --</p>	17
	<p>1 MS. CHEH: -- your details --</p> <p>2 MR. BROWN: -- to listen to the answer --</p> <p>3 MS. CHEH: -- your details matter here</p> <p>4 because we want to see if they're --</p> <p>5 MR. BROWN: Okay.</p> <p>6 MS. CHEH: -- if they can hold up. Then you</p> <p>7 went and sat somewhere. Where did you sit?</p> <p>8 MR. BROWN: We sat -- there is a circle casin</p> <p>9 the center of the -- there's a restaurant there in the</p> <p>10 circle, in the center.</p> <p>11 MS. CHEH: Okay. Did you order food or did</p> <p>12 you just sit down?</p> <p>13 MR. BROWN: I don't recall.</p> <p>14 MS. CHEH: Okay. So then you have a</p> <p>15 conversation?</p> <p>16 MR. BROWN: That's correct.</p> <p>17 MS. CHEH: And tell me how it came to be that</p> <p>18 you talked about money?</p> <p>19 MR. BROWN: For the second time -- are you</p> <p>20 going to interrupt me this time? Okay --</p> <p>21 MS. CHEH: Sir, how did it come to be that</p> <p>22 you talked about money?</p>	

# Capital Reporting Company

## D.C. Council- Brown Testimony 06-06-2011

18	<p>1 MR. BROWN: There you go.</p> <p>2 MS. CHEH: Now these dates that you're</p> <p>3 talking about, the first time that you talked about</p> <p>4 money, the first time that you had any -- the date --</p> <p>5 MR. BROWN: And that envelope you're talking</p> <p>6 about, I gave that envelope with the \$750 that she had</p> <p>7 written on it to the FBI, so --</p> <p>8 MS. CHEH: So you --</p> <p>9 MR. BROWN: -- I'm sure that they probably</p> <p>10 have her DNA or fingerprints on that envelope.</p> <p>11 MS. CHEH: So you're saying from July 23 you</p> <p>12 had in your possession an envelope with \$750 and didn't</p> <p>13 have any interest in declaring that for you campaign or</p> <p>14 spending it because you said you were in need of money?</p> <p>15 You just held it in your possession?</p> <p>16 MR. BROWN: It was not given as a donation.</p> <p>17 MS. CHEH: But you held the money in your</p> <p>18 possession and didn't use it in any way even though you</p> <p>19 said that the reason why you were asking for money was</p> <p>20 that you were in need of money?</p> <p>21 MR. BROWN: No. That's your testimony.</p> <p>22 That's not mine.</p>	20
19	<p>1 MS. CHEH: Did you use the money in any way?</p> <p>2 Because you're telling me --</p> <p>3 MR. BROWN: Are you going to ask a question</p> <p>4 or you're going to give a statement?</p> <p>5 MS. CHEH: Sir, you just testified that you</p> <p>6 gave the envelope with the very cash in it to the FBI</p> <p>7 recently during the investigation --</p> <p>8 MR. BROWN: That is correct.</p> <p>9 MS. CHEH: -- so I'm asking you did you then</p> <p>10 keep this money in the envelope in your possession</p> <p>11 without spending any of it during all that time from</p> <p>12 July 24 until you turned it over to the FBI?</p> <p>13 MR. BROWN: No.</p> <p>14 MS. CHEH: What happened to it?</p> <p>15 MR. BROWN: Good question. I spent some of</p> <p>16 it.</p> <p>17 MS. CHEH: So you didn't turn over the</p> <p>18 envelope with the \$750?</p> <p>19 MR. BROWN: No, I turned over the envelope</p> <p>20 with the \$750 that it was out of it, but I gave them</p> <p>21 the blank envelope.</p> <p>22 MS. CHEH: So now you just turned over the</p>	21
	<p>1 envelope not the money because --</p> <p>2 MR. BROWN: That is correct.</p> <p>3 MS. CHEH: -- you had just said cash and</p> <p>4 envelope. So now you're changing that?</p> <p>5 MR. BROWN: No. I'm not changing anything.</p> <p>6 I told you that I supplied the envelopes to the FBI. I</p> <p>7 didn't say the cash was in the envelopes.</p> <p>8 MS. CHEH: So what did you do with the money?</p> <p>9 MR. BROWN: I spent it on what they gave it</p> <p>10 to me for, which was expenses for the campaign.</p> <p>11 MS. CHEH: And yet it was not a campaign</p> <p>12 contribution?</p> <p>13 MR. BROWN: It wasn't -- she didn't say it</p> <p>14 was a contribution.</p> <p>15 MS. CHEH: Sir, you were a candidate for the</p> <p>16 office of mayor, and you just said you got money for</p> <p>17 you campaign expenses. Because she didn't say it was a</p> <p>18 campaign contribution, are you saying that you really</p> <p>19 didn't believe that you had to disclose that money?</p> <p>20 MR. BROWN: No. She stipulated when she gave</p> <p>21 me the envelope what the envelope was for. She --</p> <p>22 MS. CHEH: And --</p>	

Capital Reporting Company  
D.C. Council- Brown Testimony 06-06-2011

22	<p>1 out of the blue without having these conversations</p> <p>2 about "We hope you stay in the race and do what you're</p> <p>3 doing" and before you asked for any money, before</p> <p>4 Lorraine Green provided you any money, according to</p> <p>5 your testimony, that out of the blue three weeks prior</p> <p>6 these money orders just appeared?</p> <p>7 MR. BROWN: No. I think you've mistaken</p> <p>8 because June 24 is written on the money order, so I</p> <p>9 don't know which money order you're referring to, but</p> <p>10 you got your information incorrect.</p> <p>11 MS. CHEH: I'm talking about July. Is it --</p> <p>12 MR. BROWN: I'm talking about the money</p> <p>13 orders. You talked about a Washington Post article, is</p> <p>14 that correct? (Pause) Okay.</p> <p>15 MS. CHEH: Mr. Brown.</p> <p>16 MR. BROWN: And the money orders are dated</p> <p>17 June 24, the same day that I met with Lorraine Green.</p> <p>18 MS. CHEH: You said July 24.</p> <p>19 (Pause)</p> <p>20 MR. BROWN: No, I said June. I said I first</p> <p>21 met with Lorraine Green on June -- on Wednesday, June</p> <p>22 23 at the Blackburn Center and that we had meeting the</p>	24	<p>1 MR. BROWN: -- or the money orders from The</p> <p>2 Post article state the same, Howard Brooks and Lorraine</p> <p>3 Green.</p> <p>4 MS. CHEH: Okay. Where did they give them to</p> <p>5 you?</p> <p>6 MR. BROWN: Hang on.</p> <p>7 (Pause)</p> <p>8 MR. BROWN: Some of the payments were given</p> <p>9 right at Union Station, and some of the payments were</p> <p>10 given at debates. Some of the payments were given --</p> <p>11 MS. CHEH: Mr. Brown, if I --</p> <p>12 MR. BROWN: -- at Eatonville --</p> <p>13 MS. CHEH: -- could ask you to focus on the</p> <p>14 three money orders that are referred to in The</p> <p>15 Washington Post article this past Sunday. Lorraine</p> <p>16 Green and Howard Brooks gave those to you, and I want</p> <p>17 to know where they gave them to you.</p> <p>18 MR. BROWN: Excuse me. I'm going to check my</p> <p>19 note, okay.</p> <p>20 (Pause)</p> <p>21 MR. BROWN: I don't recall exactly when they</p> <p>22 gave those at this time. I would have to review my</p>
23	<p>1 next day, which the 24th. And I read that into the</p> <p>2 record if you'd like to listen to the tape.</p> <p>3 MS. CHEH: Well, forgive me, but I thought I</p> <p>4 heard you say July --</p> <p>5 UNIDENTIFIED MALE: He did say.</p> <p>6 MS. CHEH: -- is that correct? (Pause) Yes.</p> <p>7 Okay. So this all happened at around the same time is</p> <p>8 what you're saying?</p> <p>9 MR. BROWN: That is correct.</p> <p>10 MS. CHEH: Now who turned -- who gave you and</p> <p>11 to whom -- if it was you or if it was someone else --</p> <p>12 who gave you these money orders?</p> <p>13 MR. BROWN: Howard Brooks and Lorraine Green.</p> <p>14 MS. CHEH: So Howard Brooks and Lorraine</p> <p>15 Green gave you these money orders. Where did they give</p> <p>16 them to you?</p> <p>17 MR. BROWN: Well, you have to stipulate which</p> <p>18 money orders you're talking about because there's --</p> <p>19 MS. CHEH: Any of the three.</p> <p>20 MR. BROWN: -- more money orders. The money</p> <p>21 orders from The Post article --</p> <p>22 MS. CHEH: Yes.</p>	25	<p>1 notes and think about it because they gave me so many</p> <p>2 of them --</p> <p>3 MS. CHEH: Okay.</p> <p>4 MR. BROWN: -- I don't know exactly when they</p> <p>5 gave me these.</p> <p>6 MS. CHEH: Okay. But they must have given</p> <p>7 them to you at around June 23 because that's when you -</p> <p>8 -</p> <p>9 MR. BROWN: Well, what we do know is the date</p> <p>10 that's on the money order.</p> <p>11 MS. CHEH: Yes.</p> <p>12 MR. BROWN: And then you have my testimony,</p> <p>13 so I don't know.</p> <p>14 MS. CHEH: So -- but I'm --</p> <p>15 MR. BROWN: But telling you my first meeting</p> <p>16 with her was she gave me cash. It wasn't --</p> <p>17 MS. CHEH: Right.</p> <p>18 MR. BROWN: -- a money order.</p> <p>19 MS. CHEH: Right. But then I want to find</p> <p>20 out when you got the money orders that are referred to</p> <p>21 in The Washington Post article on Sunday?</p> <p>22 MR. BROWN: It had to be before we made a</p>

# Capital Reporting Company

## D.C. Council- Brown Testimony 06-06-2011

26	<p>1 deposit and sometime after I met her. So it had to be</p> <p>2 --</p> <p>3 MS. CHEH: So what would be dates be?</p> <p>4 MR. BROWN: -- it had to be after June 24,</p> <p>5 which is when I met her, and before I made the deposit</p> <p>6 in the bank, which is July 1st or the 2nd. And I</p> <p>7 didn't make the deposit actually. I believe my</p> <p>8 campaign person did that for us.</p> <p>9 MS. CHEH: Okay. And so somewhere between</p> <p>10 June 24 and July 1 when they were deposited, you</p> <p>11 received these from Lorraine Green and Howard Brooks?</p> <p>12 MR. BROWN: That is correct.</p> <p>13 MS. CHEH: Now you had told The Washington</p> <p>14 Post earlier that you had a subsequent meeting with</p> <p>15 Lorraine Green I believe in the Union Station, and that</p> <p>16 Howard Brooks was with her, and you said that she said</p> <p>17 that she was now handing you off to Mr. Brooks. Do you</p> <p>18 recalling tell The Post that?</p> <p>19 MR. BROWN: Not in those exact words, but</p> <p>20 yes.</p> <p>21 MS. CHEH: In effect?</p> <p>22 MR. BROWN: Right.</p>	28
27	<p>1 MS. CHEH: So was it then that you got the</p> <p>2 money orders from the two of them together?</p> <p>3 MR. BROWN: If you're asking me to tell you</p> <p>4 exactly when, I can't say at this time.</p> <p>5 MS. CHEH: Well, you have a fairly good</p> <p>6 recollection of your initial meeting Lorraine Green in</p> <p>7 the Union Station, and this would be just barely a few</p> <p>8 days later. So I would imagine that you have a</p> <p>9 recollection about that because you said to The Post</p> <p>10 that you were pretty surprised to see this additional</p> <p>11 person there. She said it was okay. You described</p> <p>12 what he looked like, etcetera --</p> <p>13 MR. BROWN: Mary Cheh --</p> <p>14 MS. CHEH: -- so --</p> <p>15 MR. BROWN: -- you are --</p> <p>16 MS. CHEH: -- sir --</p> <p>17 MR. BROWN: -- you're any attorney --</p> <p>18 MS. CHEH: -- sir --</p> <p>19 MR. BROWN: -- you know this is June of 2010.</p> <p>20 This is June of 2011, and I started the race in May or</p> <p>21 June of 2009 --</p> <p>22 MS. CHEH: That's correct.</p>	29
	<p>1 MR. BROWN: -- so ask to remember something</p> <p>2 as if it was yesterday is very disingenuous on your</p> <p>3 part.</p> <p>4 MS. CHEH: However, a week ago, a week ago</p> <p>5 from that date, you remembered that conversation</p> <p>6 apparently very vividly --</p> <p>7 MR. BROWN: I remembered when I was born as</p> <p>8 well.</p> <p>9 (Laughter)</p> <p>10 MS. CHEH: You remembered that conversation</p> <p>11 very vividly, and you've gone over this at lengths in</p> <p>12 various forums. So I'm asking you what were the</p> <p>13 circumstances when you first met Howard Brooks?</p> <p>14 MR. BROWN: The circumstances was that</p> <p>15 Lorraine called me to ask me to meet her in the usual</p> <p>16 place, which was Union Station. I came there. I</p> <p>17 initially did not see them, and she called me or I</p> <p>18 called her to find out where they was or whatever, and</p> <p>19 she said they were out front in a gray -- it was gray</p> <p>20 Volkswagen, and Lorraine was on the passenger's side,</p> <p>21 and there was a gentleman with a scraggly beard and</p> <p>22 eyeglasses on the driver's side --</p>	

# Capital Reporting Company

## D.C. Council- Brown Testimony 06-06-2011

30	<p>1 with keeping a stream of questioning going, but I turn</p> <p>2 now to Mr. Catania.</p> <p>3 MR. CATANIA: Thank you very much, Madam</p> <p>4 Chair. Mr. Brown, Ms. Green testified that you wanted</p> <p>5 to be the deputy mayor --</p> <p>6 MR. BROWN: I can't hear you. Your mic is</p> <p>7 not on. I can't hear you.</p> <p>8 MR. CATANIA: Ms. Green testified that --</p> <p>9 MR. BROWN: I still can't hear you.</p> <p>10 MR. CATANIA: Ms. Green testified that you</p> <p>11 wanted to be the deputy mayor for finance, is that</p> <p>12 true?</p> <p>13 MR. BROWN: That is not correct.</p> <p>14 MR. CATANIA: Who else other than the Mayor</p> <p>15 and Ms. --</p> <p>16 MR. BROWN: Oh, hold on. Mr. Catania, I want</p> <p>17 to say this on the record. You're a witness in this</p> <p>18 case, and I think it's inappropriate for you to be</p> <p>19 asking me questions --</p> <p>20 MR. CATANIA: Mr. Brown --</p> <p>21 MR. BROWN: No, and I'm --</p> <p>22 MR. CATANIA: -- you're --</p>	32
31	<p>1 MR. BROWN: -- going to put it --</p> <p>2 MR. CATANIA: -- Mr. Brown --</p> <p>3 MR. BROWN: -- on the record --</p> <p>4 MR. CATANIA: -- you're delusional --</p> <p>5 MR. BROWN: -- because you are a witness in</p> <p>6 this case --</p> <p>7 MR. CATANIA: -- Mr. Brown, you're</p> <p>8 delusional.</p> <p>9 MR. BROWN: No, you threatened the</p> <p>10 confirmation hearing --</p> <p>11 (Chairperson Cheh bangs gavel.)</p> <p>12 MS. CHEH: Sir. Sir.</p> <p>13 MR. BROWN: -- you threatened the</p> <p>14 confirmation hearing --</p> <p>15 MS. CHEH: Sir. Sir.</p> <p>16 MR. CATANIA: -- of Director Wayne Turnage --</p> <p>17 MS. CHEH: Sir.</p> <p>18 MR. BROWN: -- it's documented in the</p> <p>19 (inaudible).</p> <p>20 MR. CATANIA: No, it's not. It's a figment</p> <p>21 of our imagination.</p> <p>22 MS. CHEH: Right.</p>	33

# Capital Reporting Company

## D.C. Council- Brown Testimony 06-06-2011

34	<p>1 under -- before you ask me one question --</p> <p>2 MR. CATANIA: Well, Mr. Brown, you've been --</p> <p>3 MR. BROWN: -- on or off the record --</p> <p>4 MR. CATANIA: -- you've been -- you've much</p> <p>5 as admitted that you're a criminal --</p> <p>6 MR. BROWN: -- and now you're --</p> <p>7 MR. CATANIA: -- I don't think you --</p> <p>8 MR. BROWN: -- sitting there --</p> <p>9 MR. CATANIA: -- (inaudible) any of that</p> <p>10 you've admitted to. You're sitting here testifying to</p> <p>11 your criminality, money laundering of campaign --</p> <p>12 MR. BROWN: Before you ask me --</p> <p>13 MR. CATANIA: -- contribution --</p> <p>14 MR. BROWN: -- one question --</p> <p>15 MR. CATANIA: -- Mr. Brown --</p> <p>16 MR. BROWN: -- on or off the record --</p> <p>17 MR. CATANIA: -- you all of a sudden have --</p> <p>18 MR. BROWN: -- you went on --</p> <p>19 MR. CATANIA: -- the need for (inaudible) --</p> <p>20 MR. BROWN: -- NewTalk 8 with Bruce DePuyt --</p> <p>21 MR. CATANIA: -- criminal (inaudible) --</p> <p>22 MR. BROWN: -- on March 30, and you told the</p>	36
35	<p>1 world before me ask me one question on or off the</p> <p>2 record that I was a criminal, so therefore, how can you</p> <p>3 be -- why should I answers from you --</p> <p>4 MS. CHEH: Mr. Brown.</p> <p>5 MR. BROWN: -- being that you are a witness</p> <p>6 and --</p> <p>7 MS. CHEH: Mr. Brown.</p> <p>8 MR. BROWN: -- and you already made</p> <p>9 statements to the media.</p> <p>10 MS. CHEH: Mr. Brown. This is a hearing.</p> <p>11 You're here --</p> <p>12 MR. BROWN: And it should be a fair hearing.</p> <p>13 MR. CATANIA: -- you are a -- you are here</p> <p>14 under order of court --</p> <p>15 MR. BROWN: I understand that. I'm here.</p> <p>16 MR. CATANIA: -- and Mr. Catania is putting</p> <p>17 questions to you, which he is entitled to do. If you</p> <p>18 don't answer the questions, I'm directing you to</p> <p>19 answers question, we will go back to court and seek and</p> <p>20 order to have you answer the questions. So I suggest</p> <p>21 that when Mr. Catania puts the questions, you answer</p> <p>22 them straight way.</p>	37
	<p>1 Mr. Catania, would you put your question</p> <p>2 again?</p> <p>3 MR. CATANIA: Thank you, Madam Chair. On</p> <p>4 July 15, 2010, you had a 10-minute conversation with</p> <p>5 Lorraine Green. That same day you had a 15-minute</p> <p>6 conversation with Vincent Gray. Do you remember those</p> <p>7 conversations, Mr. Brown?</p> <p>8 MR. BROWN: Yes, I do. I remember the one</p> <p>9 with Vincent Gray.</p> <p>10 MR. CATANIA: Do you remember the 10-minute</p> <p>11 conversation on that same day with Lorraine Green, any</p> <p>12 part of that?</p> <p>13 MR. BROWN: It's a possibility.</p> <p>14 MR. CATANIA: Would you care to tell this</p> <p>15 Committee any recollections you have from the two</p> <p>16 conversations on July 15, 2010?</p> <p>17 MR. BROWN: That's if the Chairman will allow</p> <p>18 me to put on the record what I was about to say as far</p> <p>19 as answering your questions, and then I will gladly</p> <p>20 answer your questions, but I want it on the record that</p> <p>21 I believe that you're a witness.</p> <p>22 MS. CHEH: Well, I think you've already</p>	

# Capital Reporting Company

## D.C. Council- Brown Testimony 06-06-2011

38	<p>1 message. He said I was really shaking up Fenty, and</p> <p>2 that was good. And we had some other things we talked</p> <p>3 about, but that's pretty much the gist (ph) of it.</p> <p>4 We also talked about the arrangement that</p> <p>5 Lorraine and I -- that she made on his behalf from</p> <p>6 Union Station on June 24. I wanted to hear from him</p> <p>7 personally that I would get the job that he had</p> <p>8 promised me, that I would get the financial support for</p> <p>9 the campaign and also for expenses.</p> <p>10 MR. CATANIA: When did Vincent Gray first</p> <p>11 promised you a job, Mr. Brown?</p> <p>12 MR. BROWN: July 15, when I followed up with</p> <p>13 him, 2010. He assured me, he reiterated the</p> <p>14 conversation that he said he had with Lorraine Green,</p> <p>15 and that's when he promised me that he would fulfill</p> <p>16 that commitment of a job.</p> <p>17 MR. CATANIA: It is the Mayor's testimony --</p> <p>18 or the Mayor's not testimony, but it's the Mayor's</p> <p>19 public statements that you were never promised a job,</p> <p>20 and that is also Lorraine Green's sworn testimony that</p> <p>21 you were not promised a job, but that you were simply</p> <p>22 promised a job interview. And so your testimony is in</p>	40
39	<p>1 your mind it was ambiguous; you had asked for and were</p> <p>2 promised a job?</p> <p>3 MR. BROWN: No, it's not in my mind. It got</p> <p>4 text messages what I can read to you in context that</p> <p>5 Mayor Vince Gray promised me a job, and he said nothing</p> <p>6 about an interview.</p> <p>7 MR. CATANIA: Are these the same interview --</p> <p>8 I'm sorry -- the same texts that you released to The</p> <p>9 Washington Post in November of 2010 where after a</p> <p>10 series of conversations you had with Ms. Lorraine Green</p> <p>11 and I guess conversations or texts with the Mayor he</p> <p>12 tells you that no agreement has been breached? Or do</p> <p>13 you have additional texts?</p> <p>14 MR. BROWN: No. They're in the same group of</p> <p>15 messages I released to The Washington Post, but in</p> <p>16 addition to that, if you read them in context from the</p> <p>17 beginning the statements that I made to him, you'll see</p> <p>18 that it is for a job.</p> <p>19 MR. CATANIA: When did you meet --</p> <p>20 MR. BROWN: It's the same ones --</p> <p>21 MR. CATANIA: -- meet Howard Brooks?</p> <p>22 MR. BROWN: -- that I released to the FBI.</p>	41
	<p>1 MR. CATANIA: And Mr. Brooks would --</p> <p>2 MR. BROWN: And my delusional self by the</p> <p>3 way.</p> <p>4 MR. CATANIA: Mr. Brown, when did you first</p> <p>5 meet --</p> <p>6 MR. BROWN: I think --</p> <p>7 MR. CATANIA: -- Howard Brooks?</p> <p>8 MR. BROWN: -- you're delusional.</p> <p>9 MR. CATANIA: All right. Fine. Then we'll</p> <p>10 both agree. We're both delusional. Can you answer my</p> <p>11 questions? Where did you first meet Howard Brooks?</p> <p>12 MR. BROWN: I met Howard Brooks between June</p> <p>13 24, when I first met Lorraine, and I got this, July 1,</p> <p>14 when I made the deposit, somewhere in between there.</p> <p>15 MR. CATANIA: How often did you meet Mr.</p> <p>16 Brooks after July 1 approximately? I understand you</p> <p>17 can't stipulate exactly. These were many months ago.</p> <p>18 Approximately either how many times or how frequently</p> <p>19 would you have an occasion to see Mr. Brooks and for</p> <p>20 money orders or cash to change hands?</p> <p>21 (Pause)</p> <p>22 MR. BROWN: Can you give me a second?</p>	



# Capital Reporting Company

## D.C. Council- Brown Testimony 06-06-2011

42	<p>1 MR. BROWN: And I call that -- I will call</p> <p>2 that (Pause) I'll call it Exhibit 1 for the record.</p> <p>3 MR. CATANIA: All right. Your next meeting</p> <p>4 with him?</p> <p>5 (Pause)</p> <p>6 MR. BROWN: Plus -- one, two, three, four,</p> <p>7 five -- five more money orders for \$25, \$100, \$100,</p> <p>8 \$100, and \$335 --</p> <p>9 MR. CATANIA: Are these made out to whom, Mr.</p> <p>10 Brown? Are they made out to you? Are they made out to</p> <p>11 cash? Are they blank?</p> <p>12 MR. BROWN: No. Strike that from the record.</p> <p>13 That's not right. Well, yes, those are the ones that</p> <p>14 were already filled out. It was the same day of the</p> <p>15 Great Education Forum, which was at Navy Memorial</p> <p>16 Heritage Center auditorium at 701 Pennsylvania Avenue,</p> <p>17 and that was on the 28th.</p> <p>18 MR. CATANIA: I have the three from June 28.</p> <p>19 Are these more from June 28?</p> <p>20 MR. BROWN: Yes, these three. There were --</p> <p>21 there were more. August 2 I received two more money</p> <p>22 orders from Mr. Brooks. This came with instructions</p>	44
43	<p>1 from Vincent Gray to put the heat on Fenty because we</p> <p>2 had to win Ward 4, and that was for these two money</p> <p>3 orders here I believe.</p> <p>4 MR. CATANIA: Is that in advance of the Ward</p> <p>5 4 forum?</p> <p>6 MR. BROWN: One second.</p> <p>7 (Pause)</p> <p>8 MR. BROWN: Yes, the Ward 4 forum that was on</p> <p>9 the 14th.</p> <p>10 MR. CATANIA: And how much were those two</p> <p>11 for?</p> <p>12 MR. BROWN: Pardon me?</p> <p>13 MR. CATANIA: How much were those two money</p> <p>14 orders for, Mr. Brown?</p> <p>15 MR. BROWN: I'm trying to get the -- get it</p> <p>16 now. Hang on.</p> <p>17 (Pause)</p> <p>18 MR. BROWN: They were for (Pause) they were</p> <p>19 both money orders for \$500 apiece.</p> <p>20 MR. CATANIA: Were they from the same store?</p> <p>21 Do you know --</p> <p>22 MR. BROWN: I don't --</p>	45
	<p>1 MR. CATANIA: -- where the -- which --</p> <p>2 MR. BROWN: -- know where they came from.</p> <p>3 MR. CATANIA: Can I ask -- they usually have</p> <p>4 numbers associated --</p> <p>5 MR. BROWN: I don't know where they came</p> <p>6 from.</p> <p>7 MR. CATANIA: Do you have copies of them, Mr.</p> <p>8 Brown?</p> <p>9 MR. BROWN: No, not the two for \$500. I</p> <p>10 don't have those copies, but I do have copies for the</p> <p>11 other ones.</p> <p>12 MR. CATANIA: Are they sequentially ordered?</p> <p>13 To suggest they were purchased at the same time by the</p> <p>14 same person?</p> <p>15 (Pause)</p> <p>16 MR. BROWN: I don't know. I'm not a forensic</p> <p>17 person. You'll have to look at them yourself.</p> <p>18 MS. CHEH: Mr. Brown -- I'm sorry. We'll</p> <p>19 stop the clock. So are you looking at copies of --</p> <p>20 MR. BROWN: I want to call this Exhibit 2.</p> <p>21 MS. CHEH: Okay --</p> <p>22 MR. BROWN: That's just for the record.</p>	
	<p>1 MS. CHEH: -- fine. Are you looking at</p> <p>2 copies of money orders in your answers to Mr. Catania?</p> <p>3 MR. BROWN: I'm looking at copies of receipts</p> <p>4 and also copies of money orders.</p> <p>5 MS. CHEH: Okay. Because I was a little</p> <p>6 confused. You said you don't have copies. Now you do</p> <p>7 have copies. I'm going to ask the clerk to please make</p> <p>8 --</p> <p>9 MR. BROWN: There's nothing confusing about</p> <p>10 what I'm saying. If you are --</p> <p>11 MS. CHEH: Sir, I'm going to ask --</p> <p>12 MR. BROWN: -- you shouldn't be a law</p> <p>13 professor.</p> <p>14 MS. CHEH: Sir, I'm going to ask the clerk to</p> <p>15 come and get copies of those second set of money</p> <p>16 orders, in fact the first set and the second set.</p> <p>17 MR. BROWN: I'll deliver them per the order,</p> <p>18 okay.</p> <p>19 MS. CHEH: Well, if you're testifying from</p> <p>20 them and you say you --</p> <p>21 MR. BROWN: I will deliver them per the</p> <p>22 order. I'm labeling --</p>	

# Capital Reporting Company

## D.C. Council- Brown Testimony 06-06-2011

46	<p>1 MS. CHEH: But you're testifying --</p> <p>2 MR. BROWN: -- Exhibit 1, Exhibit 2.</p> <p>3 MS. CHEH: Well, you can label them whatever</p> <p>4 you want --</p> <p>5 MR. BROWN: Right.</p> <p>6 MS. CHEH: -- but if you're testifying with</p> <p>7 respect to them, and you have copies of them in front</p> <p>8 of you, it would be beneficial to the Committee to have</p> <p>9 copies of them to look at.</p> <p>10 MR. BROWN: At the onset of this, you gave me</p> <p>11 an order. I'll follow the order, okay.</p> <p>12 MS. CHEH: Yes. But it would be beneficial -</p> <p>13 -</p> <p>14 MR. BROWN: All documents --</p> <p>15 MS. CHEH: -- to the Committee --</p> <p>16 MR. BROWN: No. Because you're not going to</p> <p>17 say what I gave you and what I didn't give you. I'll</p> <p>18 give it to you at the close of this --</p> <p>19 MS. CHEH: So you are looking at copies --</p> <p>20 MR. BROWN: And I'll read the order --</p> <p>21 MS. CHEH: You are looking at copies --</p> <p>22 MR. BROWN: -- and if necessary, I'll run it</p>	48	<p>1 there's a copy of the actual money orders from the</p> <p>2 first part of the testimony that I gave him, the three</p> <p>3 money orders.</p> <p>4 MS. CHEH: So you don't have copies of money</p> <p>5 orders of the second group, the two \$500? You just</p> <p>6 have receipts?</p> <p>7 MR. BROWN: I have a receipt that has the</p> <p>8 description of the money orders and the fact that --</p> <p>9 MS. CHEH: Okay.</p> <p>10 MR. BROWN: -- that it was cashed.</p> <p>11 MS. CHEH: And Mr. Catania had asked you</p> <p>12 whether there were any serial numbers on them. Are</p> <p>13 there numbers on those receipts to show that they were</p> <p>14 -- a certain number that's attached to that?</p> <p>15 MR. BROWN: Yes, there's numbers on all money</p> <p>16 orders.</p> <p>17 MS. CHEH: Okay. So he wanted to know</p> <p>18 whether they were sequential or not and what the number</p> <p>19 were so --</p> <p>20 MR. BROWN: And my answer to him was -- and</p> <p>21 it's going to be again -- and it is my answer, is my</p> <p>22 answer, not your answer, my answer is that I'm not a</p>
47	<p>1 passed an attorney. Then I'll give it to you.</p> <p>2 MS. CHEH: You are looking at copies of these</p> <p>3 money orders, but I do believe you told Mr. Catania you</p> <p>4 don't have copies.</p> <p>5 (Pause)</p> <p>6 MS. CHEH: Do you have -- is that a copy of</p> <p>7 those money orders or not?</p> <p>8 MR. BROWN: Are you listening to this</p> <p>9 testimony?</p> <p>10 MS. CHEH: Are those copies --</p> <p>11 MR. BROWN: Because I never said anything to</p> <p>12 Mr. Catania that I didn't have any copies. Everyone in</p> <p>13 the room knows I have copies.</p> <p>14 MS. CHEH: Are those copies --</p> <p>15 MR. BROWN: They two pictures of the copies.</p> <p>16 What are you saying?</p> <p>17 MS. CHEH: Are those copies of the money</p> <p>18 orders, the second set that you testified to Mr.</p> <p>19 Catania, two \$500 money orders? Are those copies of</p> <p>20 them in front of you?</p> <p>21 MR. BROWN: No. The two \$500 money orders</p> <p>22 were cashed, so it's a copy of a receipt for those, and</p>	49	<p>1 forensic person; I'll give you the copies, and you can</p> <p>2 figure it out on your own.</p> <p>3 MS. CHEH: Well, you can tell us what numbers</p> <p>4 are on those documents. You can tell us what numbers</p> <p>5 are on those. He's asked you what numbers are on those</p> <p>6 documents --</p> <p>7 MR. BROWN: No. Initially, he asked me that.</p> <p>8 I gave him an answer, and then he asked me specifically</p> <p>9 what were the times that I met with Mr. Brooks. I</p> <p>10 believe that was the question.</p> <p>11 MS. CHEH: No, and I believe there was</p> <p>12 another question. He asked you what the numbers were</p> <p>13 on those receipts because he wanted to know whether</p> <p>14 they were sequential or not --</p> <p>15 MR. BROWN: Well, it's asked and answered for</p> <p>16 me, but you can keep talking.</p> <p>17 MS. CHEH: It's not asked and answered --</p> <p>18 MR. BROWN: As far as I'm concerned it is.</p> <p>19 MS. CHEH: Tell Mr. Catania what the numbers</p> <p>20 are on those receipts please?</p> <p>21 MR. BROWN: If Mr. Catania asks me, I'll tell</p> <p>22 him.</p>

# Capital Reporting Company

## D.C. Council- Brown Testimony 06-06-2011

50	<p>1 MS. CHEH: Mr. Catania, I believe you did</p> <p>2 ask?</p> <p>3 MR. CATANIA: Mr. Brown, just to be clear.</p> <p>4 If you wouldn't mind, share with you the numbers on the</p> <p>5 receipts you have for the money orders in front of you.</p> <p>6 MR. BROWN: Okay, sure.</p> <p>7 (Pause)</p> <p>8 MR. BROWN: The first money order is for</p> <p>9 \$100; it's 6892662554. The second money order is for</p> <p>10 \$100; it's 68902662543. The third money order is for</p> <p>11 \$25; it's 68902662587.</p> <p>12 MR. CATANIA: I'm sorry, 2587?</p> <p>13 MR. BROWN: That is correct.</p> <p>14 MR. CATANIA: So two are sequential, one is</p> <p>15 not. That's interesting.</p> <p>16 MR. BROWN: Like I said. I'm not --</p> <p>17 MR. CATANIA: They are --</p> <p>18 MR. BROWN: a forensic guy. You take care of</p> <p>19 that.</p> <p>20 MR. CATANIA: But they are close enough to</p> <p>21 suggest they come obviously from the same place. In my</p> <p>22 remaining time, Mr. Brown, when was the last time you</p>	52	<p>1 times that I met with Howard Brooks, and I'm giving you</p> <p>2 the times that he gave me money that I can substantiate</p> <p>3 with the money orders, and I'm not going outside of</p> <p>4 that, that scope.</p> <p>5 MR. CATANIA: I understand. When --</p> <p>6 MR. BROWN: Okay. So you --</p> <p>7 MR. CATANIA: -- was the last time --</p> <p>8 MR. BROWN: -- you want me to finish or</p> <p>9 you're going to --</p> <p>10 MR. CATANIA: Are there more numbers?</p> <p>11 MR. BROWN: Yes, there would be if I finish</p> <p>12 my thought.</p> <p>13 MR. CATANIA: Well, then please do.</p> <p>14 MR. BROWN: All right. August 4, 2010, after</p> <p>15 the Ward 4 debate, at a restaurant celebration at</p> <p>16 Eatonville restaurant, located at 2121 14th Street, two</p> <p>17 money orders, one for \$500 and one for \$150 -- that's</p> <p>18 these two -- several hundred in cash, Howard Brooks and</p> <p>19 Vincent Gray while we waited for the Ward 4 returns --</p> <p>20 of which Councilmember Marion Barry you were there --</p> <p>21 Yvette Alexander was there -- it was recorded by the</p> <p>22 Gray campaign, so there's a videotape -- I was invited</p>
51	<p>1 had a conversation with Lorraine Green?</p> <p>2 MR. BROWN: Well, you want me to finish</p> <p>3 answering that questions --</p> <p>4 MR. CATANIA: No, please do --</p> <p>5 MR. BROWN: -- about the numbers on the money</p> <p>6 orders?</p> <p>7 MR. CATANIA: -- I'm sorry I thought you</p> <p>8 were concluded --</p> <p>9 MR. BROWN: No, I was --</p> <p>10 MR. CATANIA: -- please continue --</p> <p>11 MR. BROWN: -- not concluded.</p> <p>12 MR. CATANIA: -- please continue.</p> <p>13 MR. BROWN: I was interrupted. There's also</p> <p>14 a money order number for the \$500, which is</p> <p>15 40140853324641. And I know there was two, but I don't</p> <p>16 have the other one.</p> <p>17 MR. CATANIA: Are there any other numbers?</p> <p>18 MR. BROWN: No, that's it.</p> <p>19 MR. CATANIA: Okay. When was the last time</p> <p>20 you had a conversation with Lorraine Green?</p> <p>21 MR. BROWN: There's more money orders, but</p> <p>22 there's more testimony as far as you asking me the</p>	53	<p>1 by Damian Miller -- well, I was instructed -- well,</p> <p>2 Damian Miller, the Gray campaign worker, approached me</p> <p>3 after the Ward 4 debate and told me Gray wanted me to</p> <p>4 come to Eatonville later.</p> <p>5 I went to Eatonville and sat with Gray, who</p> <p>6 was talking on the phone at the time. He put up a</p> <p>7 finger, and I waited. Brooks showed up. Gray ended</p> <p>8 his phone call and said, "Let's talk outside." While</p> <p>9 we were outside, he thanked me for my help at the</p> <p>10 earlier Ward 4 debate, and said, "I think Howard" --</p> <p>11 referring to Howard Brooks -- "has something for you."</p> <p>12 Howard handed me an envelope that contained two money</p> <p>13 orders. There was one for \$500 and one for \$50 along</p> <p>14 with some cash, and these are the two money orders</p> <p>15 here. It's money order number 14085332525 and</p> <p>16 140853325524. And I'm not a forensic guy, but I think</p> <p>17 they are in order, and I label that Exhibit 3.</p> <p>18 MR. CATANIA: And are there more, Mr. Brown?</p> <p>19 MR. BROWN: Give me a second to review my</p> <p>20 note. Okay.</p> <p>21 (Pause)</p> <p>22 MR. BROWN: Vincent then asked me to stay and</p>

Capital Reporting Company  
D.C. Council- Brown Testimony 06-06-2011

<p style="text-align: right;">54</p> <p>1 eat and wait for the results from Ward 4 debate to come 2 in. Also he wanted me to meet some people that was 3 there, like I stated before Yvette Alexander, Marion 4 Barry was there. I believe Rock Newman was there, 5 Vincent Gray. We made a video. There is a video 6 available. 7 The next day Damian Miller sent me an email 8 that said, "No problem. So glad you can come and -- 9 I'm so glad you could make it out. As you can see, we 10 all love you, bro. I will keep you in the loop on 11 upcoming events." And I'll label that Exhibit 4 12 because I have the email. 13 (Pause) 14 MR. BROWN: I just wanted to give some 15 background. Damian Miller is part of the Young 16 Professional for Gray organization. The 17 group consisted of the following members: Rebecca 18 Harvey, Chrissy Walker, Angela Hubbard, and committee 19 members Damian Miller, Leslie Green, Jason Cross, 20 Carlos Gray, and other. 21 (Pause) 22 MR. BROWN: On July 24 -- and I don't have</p>	<p style="text-align: right;">56</p> <p>1 MR. CATANIA: Her testimony before this 2 Committee was that near the end of November 2010 the 3 two of you had a phone -- 4 MR. BROWN: Can you give me the exact date 5 end of November? Can you give me a date? 6 MR. CATANIA: I think it was the 29th. 7 MR. BROWN: November 29th? 8 MR. CATANIA: Right. 9 MR. BROWN: Okay. 10 MR. CATANIA: There was a conversation that 11 precipitated a falling out. That is what led to the 12 text, the angry text, from Mayor Gray to you claiming 13 no deal had been broken. 14 Let me make it easier for you. Do you recall 15 any conversations or any communications with Ms. Green 16 from December of 2010 to the present? 17 (Pause) 18 MR. BROWN: Now you're saying the last time 19 she said she spoke to me was on November 29, and then 20 you're asking me from December of 2010 to the present. 21 You mean -- 22 MR. CATANIA: (inaudible) --</p>
<p style="text-align: right;">55</p> <p>1 money orders for this -- but on July 24, 2010, at the 2 Ward 7 debate, I received a cash envelope from Howard 3 Brooks. He stuck it into my coat lapel pocket. 4 (Pause) 5 MR. BROWN: On Sixth Street -- I can't 6 remember the date of the cash envelope in the parking 7 lot on Sixth Street, but the Sixth Street next to 8 Gray's campaign office, Sixth and New York Avenue -- if 9 you check my phone records, I probably could track down 10 the exact date, but I don't remember -- but he came to 11 the car, he got into the car, and he gave me another 12 envelope with some -- same thing. And these envelopes 13 were eventually turned over to the FBI. That's it. 14 MR. CATANIA: My last question, Mr. Brown. 15 When was the last time you spoke with Ms. Green 16 regarding a job? She testified under oath that her 17 last conversation with you was in November of 2010. 18 Have you spoken with her at a telephone or in person or 19 communicated with her in any capacity where she 20 responded or was present since November 2010? 21 MR. BROWN: Let me get the -- you said 22 Lorraine spoke with me?</p>	<p style="text-align: right;">57</p> <p>1 MR. BROWN: -- November 29th or you mean 2 December? I mean -- 3 MR. CATANIA: Well, we're going to -- 4 MR. BROWN: -- I want to be clear. 5 MR. CATANIA: -- since December 1. Just to 6 make it simple from December 1 -- 7 MR. BROWN: No, you don't have to make it 8 simple for me. You might -- 9 MR. CATANIA: Well, I'm -- 10 MR. BROWN: -- need be delusional, but I'm 11 not. 12 MR. CATANIA: All right. Well, Mr. Brown, 13 I'm going to ask you since December 1 of 2010 -- 14 MR. BROWN: Okay. 15 MR. CATANIA: -- have you had a conversation 16 with Lorraine Green? 17 MR. BROWN: I would have to check my notes? 18 MR. CATANIA: Do you have the notes with you? 19 MR. BROWN: Give me a second. 20 MR. CATANIA: Okay. And that will be my last 21 question. Thank you, Madam Chair. 22 (Pause)</p>

# Capital Reporting Company

## D.C. Council- Brown Testimony 06-06-2011

58	<p>1 MR. BROWN: It's going to be a second. This</p> <p>2 phone has to boot up. Let me take a look.</p> <p>3 (Pause)</p> <p>4 MS. CHEH: While you're looking, I'll note</p> <p>5 that we've been joined by other Councilmembers. We've</p> <p>6 been joined by Muriel Bowser of Ward 4 and</p> <p>7 Councilmember Yvette Alexander of Ward 7.</p> <p>8 (Pause)</p> <p>9 MS. CHEH: And a cast of thousands in the</p> <p>10 hearing room mostly made up of the press I think</p> <p>11 (Laughter)</p> <p>12 (Pause)</p> <p>13 MS. CHEH: But, Councilmember Alexander, your</p> <p>14 hearing was on the uniform commercial code.</p> <p>15 MS. ALEXANDER: I was surprised. I thought</p> <p>16 all the press would be here for my hearing.</p> <p>17 MS. CHEH: Oh, no.</p> <p>18 (Laughter)</p> <p>19 MS. CHEH: Oak sale that really doesn't do</p> <p>20 it.</p> <p>21 (Pause)</p> <p>22 MS. CHEH: Really, yes.</p>	60
59	<p>1 (Pause)</p> <p>2 (Crosstalk)</p> <p>3 (Pause)</p> <p>4 MR. CHEH: We should probably shut off our</p> <p>5 microphones before something --</p> <p>6 MS. ALEXANDER: (off mic) ...we're waiting</p> <p>7 for?</p> <p>8 MS. CHEH: We're waiting for Mr. Brown to</p> <p>9 find out if he had any subsequent conversations with</p> <p>10 Lorraine Green dating after December 1, 2010.</p> <p>11 (Pause)</p> <p>12 MR. BROWN: If text messages can be</p> <p>13 considered a conversation, yes.</p> <p>14 MR. CATANIA: Thank you, Mr. Brown. We'll</p> <p>15 revisit this our next round. This will certainly very</p> <p>16 helpful to know. Thank you.</p> <p>17 MS. CHEH: And Mr. Well, you were next in the</p> <p>18 queue.</p> <p>19 MR. WELLS: Thank you, Madam Chair. Mr.</p> <p>20 Brown, you've testified about payments being made to</p> <p>21 you by the campaign. You've testified as a promise of</p> <p>22 a job made to you by not just the campaign but by the</p>	61

Capital Reporting Company  
D.C. Council- Brown Testimony 06-06-2011

<p style="text-align: right;">62</p> <p>1 only spoke to me twice, but I will tell you that 2 Stephanie, which was his -- I believe her last name is 3 Reek (ph), but I know her first name is Stephanie -- 4 she would make calls. She was the -- worked on the 5 campaign as his chief of staff, and she would make 6 calls from her phone and give him the telephone. So a 7 lot of those calls you see from Stephanie, probably the 8 majority of them was for that reason. They -- 9 MR. WELLS: You said -- 10 MR. BROWN: -- also would coordinate their 11 schedules with my schedule because he wanted to make 12 sure that I don't miss -- didn't miss any of the 13 debates. 14 MR. WELLS: So what they paid you to do and 15 what your understanding was that you were to do in 16 return is to appear at the debates, say that phrase 17 over at the end of the debate, take cues from the now- 18 Mayor Gray of what you should respond to, and you 19 provided his staff members valuable information. Is 20 that what you were paid for? 21 MR. BROWN: That was part of what I was paid 22 for, right.</p>	<p style="text-align: right;">64</p> <p>1 -- I believe you wasn't here. I mentioned it earlier 2 in the testimony. Let me give you the exact date. 3 (Pause) On July 15, 2010, the 15-minute phone call, we 4 discussed the strategy on how to attack Fenty the best 5 way, which was he wanted to stay on message, and 6 anything that was -- that he thought might have brought 7 negative publicity on him but not necessarily on me, I 8 would take the blunt of that. 9 MR. WELLS: At the debates? 10 MR. BROWN: Pardon me? At the debates, 11 right. 12 MR. WELLS: And do you believe that your 13 contribution swayed the election? 14 MR. BROWN: I have no way of knowing. All I 15 know is when you're running a campaign any help is good 16 help, any help is help. 17 MR. WELLS: But you believe that it had the 18 value of -- how much did you say that they paid you? 19 You don't have to tell us how much you -- not how much 20 you can show today but how much in total did they pay 21 you? 22 MR. BROWN: I'm not sure.</p>
<p style="text-align: right;">63</p> <p>1 MR. WELLS: Did you have a campaign 2 organization? 3 MR. BROWN: Yes, I did. 4 MR. WELLS: Did you have a list of 5 supporters? 6 MR. BROWN: Yes, I do. 7 MR. WELLS: Were you ever asked -- 8 MR. BROWN: Well, I wouldn't call it -- well, 9 yes. I have a... 10 MR. WELLS: Were you ever asked for the list 11 of supporters? 12 MR. BROWN: I never -- I don't recall. 13 MR. WELLS: Was there anything else that you 14 were paid to do other than to say that refrain at the 15 end of the debate and respond to the things that you 16 believed or that the now-Mayor asked you to respond to 17 and otherwise provide valuable information? Was there 18 anything else that you were being paid to do and -- 19 MR. BROWN: Well -- 20 MR. WELLS: -- and with this promise of a 21 job? 22 MR. BROWN: On the 15-minute phone call that</p>	<p style="text-align: right;">65</p> <p>1 MR. WELLS: More than a thousand? Less than 2 a thousand? 3 MR. BROWN: I'm not sure. 4 MR. WELLS: So you don't know whether they 5 donated more than a thousand or less than a thousand to 6 your campaign? 7 MR. BROWN: No. I just -- I believe from 8 testimony and the amounts I think that equals up to 9 over \$1,000 or so. You asked me do I know the total 10 amount? No, I don't 11 MR. WELLS: So the amount is I think \$600 or 12 so that I think you've shown? 13 MR. BROWN: No. You came in kind of late. 14 MR. WELLS: Then how much was it that you've 15 shown? Well, let -- 16 MR. BROWN: You might want to talk to Mr. 17 Catania. He just ask -- 18 MR. WELLS: Okay. 19 MR. BROWN: -- me about a few minutes ago. 20 MR. WELLS: So for this valuable sum of 21 money 22 --</p>

# Capital Reporting Company

## D.C. Council- Brown Testimony 06-06-2011

66	<p>1 MR. BROWN: But -- but --</p> <p>2 MR. WELLS: Let me --</p> <p>3 MR. BROWN: -- to answer your question</p> <p>4 definitely let me just say --</p> <p>5 MR. WELLS: Well --</p> <p>6 MR. BROWN: -- I'll go back through them for</p> <p>7 you if you'd like.</p> <p>8 MR. WELLS: No, no, you don't have to.</p> <p>9 MR. BROWN: Okay.</p> <p>10 MR. WELLS: Because that's not the point as</p> <p>11 much as for the valuable sum of money --</p> <p>12 MR. BROWN: Right.</p> <p>13 MR. WELLS: -- and for promise of a job that</p> <p>14 in return you would attack then-Mayor Fenty during the</p> <p>15 debates, and what's hard to believe from either side is</p> <p>16 the belief that this could actually influence an</p> <p>17 election. And we do have to square up with the fact</p> <p>18 that you were given a job --</p> <p>19 MR. BROWN: And the fact that he won.</p> <p>20 MR. WELLS: Are you --</p> <p>21 MR. BROWN: Even though his --</p> <p>22 MR. WELLS: -- are you --</p>	68	<p>1 MR. BROWN: No. Let me tell you what --</p> <p>2 MR. WELLS: Tell --</p> <p>3 MR. BROWN: -- let me tell you --</p> <p>4 MR. WELLS: -- tell --</p> <p>5 MR. BROWN: -- what I said. I --</p> <p>6 MR. WELLS: -- tell me what (inaudible) --</p> <p>7 MR. BROWN: -- said on August --</p> <p>8 MR. WELLS: -- (inaudible) --</p> <p>9 MR. BROWN: -- 4th, 2010 --</p> <p>10 MR. WELLS: -- about (inaudible) --</p> <p>11 MR. BROWN: No, no, let me --</p> <p>12 MR. WELLS: Tell me what the valuable</p> <p>13 information was?</p> <p>14 MR. BROWN: August 4, 2010, after the Ward 4</p> <p>15 debate at a restaurant celebration at Eatonville</p> <p>16 restaurant located at 2121 14th Street NW, to money</p> <p>17 orders, one for \$500 and one for \$150 and several</p> <p>18 hundred in cash, Howard Brooks and Vincent Gray while</p> <p>19 we waited for the Ward 4 returns -- while we waited for</p> <p>20 the Ward 4 return, Marion Barry, Yvette Alexander was</p> <p>21 there, and it was recorded; it was a videotape. We did</p> <p>22 like a little fun thing with --</p>
67	<p>1 MR. BROWN: -- opponent had more than he did.</p> <p>2 MR. WELLS: Are you saying that you believe</p> <p>3 that your influence influenced the election?</p> <p>4 MR. BROWN: And I gave you an answer to that</p> <p>5 already. I do believe.</p> <p>6 MR. WELLS: Which is, as you said, how could</p> <p>7 you know?</p> <p>8 MR. BROWN: I have no way of knowing.</p> <p>9 MR. WELLS: So what your -- it's hard to</p> <p>10 believe -- I certainly believe that you had the</p> <p>11 communications that you said you that's you've had and</p> <p>12 that you've talked or texted with these different</p> <p>13 people, but what you also went on to say is the Vince</p> <p>14 Gray took you outside from I believe Eatonville and</p> <p>15 affirmed that you're to get funds and a job. And</p> <p>16 what's hard to square with that is that all you had to</p> <p>17 do was be -- say, "If you're not going to vote for me,</p> <p>18 vote for Vince Gray." I just don't see how that adds</p> <p>19 up.</p> <p>20 MR. BROWN: Well, that's not what I had my</p> <p>21 testimony. You want me to read it to you again?</p> <p>22 MR. WELLS: Well, you said that --</p>	69	<p>1 MR. WELLS: Okay.</p> <p>2 MR. BROWN: -- endorsements or something like</p> <p>3 that. I said Damian Miller, which is a Gray campaign</p> <p>4 worker, approached me after the Ward 4 debate and told</p> <p>5 me that Gray wanted me to come to Eatonville later. I</p> <p>6 went to Eatonville and sat with Gray, who was talking</p> <p>7 on the phone at the time. He put up the finger -- like</p> <p>8 one finger like this -- and I waited. Brooks showed</p> <p>9 up. Gray ended his phone call and said, "Let's walk</p> <p>10 outside."</p> <p>11 While we were outside, he thanked me for my</p> <p>12 help at the earlier Ward 4 debate and said, "I think</p> <p>13 Howard" -- referring to Howard Brooks -- "has something</p> <p>14 for you." Howard handed me an envelope that contained</p> <p>15 two money orders, one for \$500 and one for \$150, along</p> <p>16 with some cash --</p> <p>17 MS. CHEH: Mr. Brown -- and --</p> <p>18 MR. BROWN: That's what I said.</p> <p>19 MS. CHEH: -- excuse me, Mr. Wells. Mr.</p> <p>20 Well, I believe your question to the witness is in</p> <p>21 addition to the activity of -- the statement about</p> <p>22 "Vote for this, Brown, Green, whatever" that the</p>

# Capital Reporting Company

## D.C. Council- Brown Testimony 06-06-2011

70	<p>1 witness has testified that he also gave valuable</p> <p>2 information to the Gray campaign, and I believe your</p> <p>3 question now to the witness was not a rehash of what he</p> <p>4 had said before --</p> <p>5 MR. BROWN: Ms. Cheh --</p> <p>6 MS. CHEH: -- but rather what valuable</p> <p>7 information did you give to the Gray campaign.</p> <p>8 MR. WELLS: You were offered a lot, Mr. Brown</p> <p>9 --</p> <p>10 MR. BROWN: Well, let me just say this. Let</p> <p>11 me ask that. One, out of the 17 candidates that ran,</p> <p>12 only five of us made the ballot. I was one of the five</p> <p>13 that made the ballot. I was number four on the ballot.</p> <p>14 I had signatures from several thousand supporters to</p> <p>15 make the ballot in the first place. I did have a</p> <p>16 committee. I had supporters, and I did --</p> <p>17 MR. WELLS: Well, what valuable --</p> <p>18 MR. BROWN: No, you -- I'm answering -- can I</p> <p>19 answer the question?</p> <p>20 MR. WELLS: Yes --</p> <p>21 MR. BROWN: You said what value did I bring?</p> <p>22 MS. CHEH: No, no --</p>	72
71	<p>1 MR. BROWN: -- by --</p> <p>2 MR. WELLS: No, no, what valuable --</p> <p>3 MS. CHEH: -- what valuable information --</p> <p>4 MR. WELLS: -- information --</p> <p>5 MS. CHEH: -- did you give to the Gray</p> <p>6 campaign?</p> <p>7 MR. WELLS: You're saying that the Gray</p> <p>8 campaign purchased three things from you, that you had</p> <p>9 said a refrain about --</p> <p>10 MR. BROWN: You used the term purchased. I</p> <p>11 didn't use the term purchase.</p> <p>12 MR. WELLS: My term that --</p> <p>13 MR. BROWN: Yes, okay, your term.</p> <p>14 MR. WELLS: -- this what they purchased from</p> <p>15 you. And the second thing is you would respond to cues</p> <p>16 from Mayor Gray in the debates, but the third is that</p> <p>17 you provided valuable information. And I'm trying to</p> <p>18 see how a job and the contributions they made in return</p> <p>19 for what you did, and I'm trying to get --</p> <p>20 MR. BROWN: Well, I had a unique position --</p> <p>21 MR. WELLS: -- some understanding of the</p> <p>22 value of --</p>	73



Capital Reporting Company  
D.C. Council- Brown Testimony 06-06-2011

<p style="text-align: right;">74</p> <p>1 they even get the facts straight. It's difficult when 2 you're dealing with someone who teaches law, such as 3 Ms. Cheh, and allow other members of other Committee, 4 witnesses to ask questions, such as David Catania. 5 David Catania made statements to the media that I was a 6 criminal and a crook before he asked me one question or 7 off the record. Mary Cheh made statements to the media 8 about her own investigation, which is why I did not 9 show up without a subpoena. 10 Initially, I spoke with Ms. Cheh in her 11 office. I had every intention of coming and grant 12 support to her investigation. It wasn't until she, in 13 my opinion, broke ethical standards or the law, in this 14 case, that made me not want to come here and even be a 15 part of this. 16 MR. BARRY: At what point did you talk to Ms. 17 Cheh? When the investigation started or before or 18 what? 19 MR. BROWN: After the investigation started, 20 she called me to her office I believe. She can 21 probably tell you exactly when. I don't know the date. 22 MR. BARRY: So how long did that meeting</p>	<p style="text-align: right;">76</p> <p>1 would come voluntarily because I would issue a subpoena 2 otherwise. 3 Mr. Brown assured me that he would come 4 voluntarily. He assured me of that fact in front of 5 others, and I took him at this word. 6 MR. BROWN: Well, no, it wasn't in front of 7 others. It was just you and me in the meeting and -- 8 MS. CHEH: No, initially it was -- 9 MR. BROWN: -- there was some additional 10 things that were discussed. Since you want to deprive 11 it, basically -- 12 (Laughter) 13 MR. BROWN: -- there was a discussion 14 pertaining to -- I had concerns on the fact that -- 15 MS. CHEH: Well -- 16 MR. BROWN: -- Mary Cheh had worked for 17 Vincent Gray for the last four years and that she had 18 publicly commented -- 19 MS. CHEH: I don't work -- 20 MR. BROWN: -- that she was friends -- 21 MS. CHEH: -- for Vincent Gray. I've -- 22 MR. BROWN: -- and --</p>
<p style="text-align: right;">75</p> <p>1 last? 2 MR. BROWN: That meeting lasted approximately 3 maybe 35 minutes. 4 MR. BARRY: And what did you all talk about? 5 MR. BROWN: I gave her my word that it was 6 privileged, so you can ask her what we talked about. 7 MR. BARRY: Well, I'm not going to ask her 8 that because it's privileged. 9 (Laughter) 10 MS. CHEH: That's not the case. 11 (Laughter) 12 MR. BARRY: Well, if it's not privileged, Ms. 13 Cheh, what did you all talk about? 14 (Laughter) 15 MS. CHEH: That's a pretty interesting 16 question. Now this is coming around by me. Please 17 stop the clock momentarily since this arose. I told 18 Mr. Brown we were conducting an investigation. I told 19 him, as I told other witnesses who we wanted to have 20 come, that I wanted to have them come and tell their 21 stories, it was an opportunity to tell their stories. I 22 wanted them to come, and I wanted to know whether they</p>	<p style="text-align: right;">77</p> <p>1 MS. CHEH: -- never worked for -- 2 MR. BROWN: No, no -- 3 MS. CHEH: -- Vincent Gray. He's was -- 4 MR. BROWN: -- no, no, I mean work under him 5 -- 6 MS. CHEH: -- Chairman of the Council. 7 MR. BROWN: -- as he was the Chairman, and I 8 had concerns before I went before her committee as to 9 whether or not I would get a fair shake being that she 10 was so close to the Mayor. That -- 11 MS. CHEH: Yes. 12 MR. BROWN: -- was the majority of the 13 conversation. 14 MS. CHEH: And I met with -- I invited all 15 witnesses to come and talk to me, and many of them took 16 the opportunity to come and talk with me because I 17 wanted to tell them about the investigation and what 18 they were -- what I was hoping that they would do or 19 tell me -- 20 MR. BROWN: Well, you were showing -- 21 MS. CHEH: -- and then -- 22 MR. BROWN: -- me that you could put your</p>

# Capital Reporting Company

## D.C. Council- Brown Testimony 06-06-2011

78	<p>1 personal differences aside --</p> <p>2 MS. CHEH: -- and then --</p> <p>3 MR. BROWN: -- and then I Google-ed you</p> <p>4 myself and I realized that you were making statements</p> <p>5 to the media --</p> <p>6 MS. CHEH: And then, Mr. Barry --</p> <p>7 MR. BROWN: -- negatively to my demeanor and</p> <p>8 who I was.</p> <p>9 MS. CHEH: -- Mr. Barry, near the end of that</p> <p>10 conversation -- and you're right there was a time when</p> <p>11 we were speaking just the two of us. I did call in my</p> <p>12 chief of staff and asked him to repeat that he would</p> <p>13 come voluntarily, that we did not need a subpoena.</p> <p>14 MR. BROWN: That is not correct. You called</p> <p>15 the --</p> <p>16 MS. CHEH: In any event --</p> <p>17 MR. BROWN: -- your chief of staff was not --</p> <p>18 MS. CHEH: -- in any event --</p> <p>19 MR. BROWN: -- called in. You had another</p> <p>20 appointment. The chief of staff --</p> <p>21 MS. CHEH: In any event --</p> <p>22 MR. BROWN: -- came into the meeting and told</p>	80	<p>1 will come get him when she was ready. That's what she</p> <p>2 said. Am I right?</p> <p>3 (Pause)</p> <p>4 MR. BARRY: That's interesting.</p> <p>5 (Laughter)</p> <p>6 (Commotion in audience.)</p> <p>7 FEMALE AUDIENCE MEMBER: It's truthful (ph).</p> <p>8 (Laughter)</p> <p>9 MR. BARRY: Mr. Brown --</p> <p>10 MS. CHEH: (inaudible).</p> <p>11 (Laughter)</p> <p>12 MR. BARRY: Ms. Cheh, it's all right</p> <p>13 (inaudible).</p> <p>14 (Laughter)</p> <p>15 MR. BARRY: You know I've never been in a</p> <p>16 hearing like this before.</p> <p>17 (Laughter)</p> <p>18 MR. BARRY: It's so serious, and I'm not</p> <p>19 laughing because it's not serious. It's very serious.</p> <p>20 Mr. Brown, now at what point did you decide not to come</p> <p>21 after you had told Ms. Cheh by herself that you would</p> <p>22 come? And she did, as she does to other people, bring</p>
79	<p>1 you that there were two people sitting outside your</p> <p>2 office waiting to meet with you.</p> <p>3 MS. CHEH: In any event, Mr. Barry, I assumed</p> <p>4 you know me well --</p> <p>5 MR. BROWN: And you're right, I do have a</p> <p>6 good memory.</p> <p>7 MS. CHEH: -- to know that sometimes --</p> <p>8 MR. BROWN: Yes.</p> <p>9 MS. CHEH: Yes.</p> <p>10 MR. BROWN: All the time.</p> <p>11 MS. CHEH: Well, we haven't heard all of it.</p> <p>12 So in any event, that was the gist of it. Now we can</p> <p>13 start the clock again.</p> <p>14 MR. BARRY: Thank you, Madam Chair. In terms</p> <p>15 of the end of the meeting, Mr. Brown, you made a lot of</p> <p>16 allegations, but one of them you just made a few</p> <p>17 minutes that the chief of staff came in to inform you</p> <p>18 that there were two people waiting, and you said that</p> <p>19 you then said that as you should do is repeat what he</p> <p>20 had said to you --</p> <p>21 MR. BROWN: No, she actually asked him to</p> <p>22 leave the room and that he was being rude, and then she</p>	81	<p>1 them in, at what point did you change your mind? What</p> <p>2 made you change your mind?</p> <p>3 MR. BROWN: Well, I try not to make any rash</p> <p>4 decisions, but it crossed my mind when I was -- I was</p> <p>5 speaking with some friends or something to that, and</p> <p>6 they was telling me, "Well, you might what to check out</p> <p>7 what she's saying about you." And I did some research,</p> <p>8 and that's when I realized that -- I believe it was the</p> <p>9 day before I was supposed to testify I had read some</p> <p>10 comments that she had made to the media that actually I</p> <p>11 will say again that I thought was --</p> <p>12 MR. BARRY: What was the nature of those</p> <p>13 comments?</p> <p>14 MR. BROWN: It was -- she specifically said</p> <p>15 something about what she was getting from the hearing</p> <p>16 and that I was being a pest to the Mayor and these</p> <p>17 types of things. And I thought it was very prejudicial</p> <p>18 to me --</p> <p>19 MR. BARRY: Wait a minute --</p> <p>20 MR. BROWN: -- and unfair --</p> <p>21 MR. BARRY: -- where did those statements</p> <p>22 come from? Were they in --</p>

# Capital Reporting Company

## D.C. Council- Brown Testimony 06-06-2011

82	<p>1 MR. BROWN: I believe they were in the</p> <p>2 Examiner. I'm --</p> <p>3 MR. BARRY: The Examiner.</p> <p>4 MR. BROWN: -- not sure. I think it was in</p> <p>5 the Examiner. Don't quote me on that, but it was --</p> <p>6 it's there. Go Google it.</p> <p>7 MR. BARRY: Can I ask Ms. Cheh is Mr. Brown</p> <p>8 accurate about those statement?</p> <p>9 MS. CHEH: Mr. Barry, first of all, I'm not a</p> <p>10 witness here. He's not putting questions to me, but I</p> <p>11 would --</p> <p>12 MR. BARRY: You know how (inaudible) --</p> <p>13 MS. CHEH: -- no, but -- no, I'm going to</p> <p>14 tell you something.</p> <p>15 MR. BARRY: Yes.</p> <p>16 MS. CHEH: He can say whatever he wants.</p> <p>17 We'll going to call up the Examiner articles. If I --</p> <p>18 MR. BROWN: I believe it was the Examiner --</p> <p>19 MS. CHEH: -- if I repeat --</p> <p>20 MR. BROWN: -- but I know --</p> <p>21 MS. CHEH: -- if --</p> <p>22 MR. BROWN: -- NewsTalk 8 --</p>	84	<p>1 information to anybody and everybody who would quote</p> <p>2 you and put you in the paper. So, please, don't tell</p> <p>3 me what I said. We'll call us the record --</p> <p>4 MR. BROWN: That's your --</p> <p>5 MS. CHEH: -- and we'll see.</p> <p>6 MR. BROWN: -- opinion --</p> <p>7 MS. CHEH: We'll call up the record --</p> <p>8 MR. BROWN: How do you --</p> <p>9 MS. CHEH: -- and we'll see.</p> <p>10 MR. BROWN: -- know what I was (inaudible) --</p> <p>11 MR. BARRY: Mr. Brown, will you --</p> <p>12 MS. CHEH: We'll call up --</p> <p>13 MR. BARRY: -- please let Ms. Cheh --</p> <p>14 MS. CHEH: -- and we'll see.</p> <p>15 MR. BARRY: -- finish.</p> <p>16 MS. CHEH: And Mr. Barry, please continue.</p> <p>17 Continue with the clock.</p> <p>18 MR. BARRY: Thank you, Madam Chair. Mr.</p> <p>19 Brown, I don't want to spend too much more time on</p> <p>20 this, but why did you come down to hearing and why did</p> <p>21 you leave outside with the press in tow and you made</p> <p>22 statements? Why did you do that?</p>
83	<p>1 MS. CHEH: -- (inaudible), sir --</p> <p>2 MR. BROWN: -- with Bruce Depuyt --</p> <p>3 MS. CHEH: -- just a moment, just a moment --</p> <p>4 MR. BROWN: -- on March the --</p> <p>5 MS. CHEH: -- just a moment --</p> <p>6 MR. BARRY: Mr. Brown.</p> <p>7 MS. CHEH: If I summarized what others have</p> <p>8 said about what they felt --</p> <p>9 MR. BROWN: They quoted you.</p> <p>10 MS. CHEH: In any event --</p> <p>11 MR. BARRY: Mr. Brown, will you let Ms. Cheh</p> <p>12 speak?</p> <p>13 MS. CHEH: In any event, we'll pull them up.</p> <p>14 I have no independent knowledge of you being a pest.</p> <p>15 I'm going to ask you about that because that's what</p> <p>16 many others said, you were nuisance, you were a pest,</p> <p>17 you were persistent, all of these things --</p> <p>18 MR. BARRY: Stop the clock on my time</p> <p>19 MS. CHEH: -- so we'll see. So we'll see,</p> <p>20 but you were looking for an excuse not to come. You</p> <p>21 held you press conferences notwithstanding the fact</p> <p>22 that you were here at the hearing and you have</p>	85	<p>1 MR. BROWN: Well, I have no control over the</p> <p>2 press --</p> <p>3 MR. BARRY: Well, why did you leave?</p> <p>4 MR. BROWN: Well, let me answer the question.</p> <p>5 I have no control over the press so whether or not they</p> <p>6 followed me or did not follow me. Like I stated</p> <p>7 before, I don't like to make a rash decisions. I</p> <p>8 wasn't sure exactly if I would change my mind at the</p> <p>9 last minute and testify, and I was trying to give it a</p> <p>10 benefit of the doubt. And then I just realized, "You</p> <p>11 know, hey, it's -- she's not being" -- even from her</p> <p>12 statements today and Mr. Catania's at the start of this</p> <p>13 hearing, he already started out calling me names --</p> <p>14 MR. BARRY: That's enough of that.</p> <p>15 MR. BROWN: -- from the beginning.</p> <p>16 MR. BARRY: That's enough --</p> <p>17 MR. BROWN: Yes.</p> <p>18 MR. BARRY: -- too much time on that. Now in</p> <p>19 terms of your hiring, we've heard varying degrees of</p> <p>20 testimony about it. You've made some very, very</p> <p>21 serious allegations here. Why didn't you make those</p> <p>22 allegations --</p>

# Capital Reporting Company

## D.C. Council- Brown Testimony 06-06-2011

86	<p>1 MR. BROWN: Because they're true --</p> <p>2 MR. BARRY: -- wait a minute. Let me finish</p> <p>3 this --</p> <p>4 MR. BROWN: Uh-huh.</p> <p>5 MR. BARRY: -- before you got hired? Why</p> <p>6 didn't you make them then?</p> <p>7 MR. BROWN: Because we --</p> <p>8 MR. BARRY: You thought it would jeopardize</p> <p>9 the deal, right?</p> <p>10 MR. BROWN: That's your answer, or you want</p> <p>11 my answer?</p> <p>12 MR. BARRY: Yes, give me your answer.</p> <p>13 MR. BROWN: Okay. I did not --</p> <p>14 MR. BARRY: Make it short.</p> <p>15 MR. BROWN: No, I'm going to give you my</p> <p>16 answer in my time --</p> <p>17 MR. BARRY: No, you're on my time. Now come</p> <p>18 on.</p> <p>19 (Pause)</p> <p>20 MR. BARRY: Proceed.</p> <p>21 (Pause)</p> <p>22 MR. BARRY: Let's skip over that. After you</p>	88	<p>1 MR. BROWN: -- probably the day before he</p> <p>2 fired me.</p> <p>3 MR. BARRY: -- listen to me. I'm asking you</p> <p>4 about my Turnage saying you were dismissed. You said</p> <p>5 it happened the same day. Now we got that straight.</p> <p>6 After you were marched out of the office, etcetera,</p> <p>7 what made you --</p> <p>8 MR. BROWN: No, I wasn't marched out of the</p> <p>9 office.</p> <p>10 MR. BARRY: Well, walked out then.</p> <p>11 MR. BROWN: No, I didn't walk out the office.</p> <p>12 You want me to tell you what happened?</p> <p>13 MR. BARRY: No, I don't.</p> <p>14 MR. BROWN: Oh, okay.</p> <p>15 MR. BARRY: I know what happened.</p> <p>16 MR. BROWN: No, you know --</p> <p>17 MR. BARRY: What made --</p> <p>18 MR. BROWN: -- what they told you what</p> <p>19 happened. I --</p> <p>20 MR. BARRY: -- what made --</p> <p>21 MR. BROWN: -- can tell you --</p> <p>22 MR. BARRY: -- what made you decide to go</p>
87	<p>1 were hired, you had some difficulties in Health Care</p> <p>2 Finances, is that correct?</p> <p>3 MR. BROWN: No.</p> <p>4 MR. BARRY: You didn't?</p> <p>5 MR. BROWN: No, I did not.</p> <p>6 MR. BARRY: Did Mr. Turnage say to you that</p> <p>7 it seemed like not to be a good fit?</p> <p>8 MR. BROWN: He said that on the day that he</p> <p>9 delivered a message that I --</p> <p>10 MR. BARRY: Yes.</p> <p>11 MR. BROWN: -- termination.</p> <p>12 MR. BARRY: But he said that though?</p> <p>13 MR. BROWN: But not prior. I --</p> <p>14 MR. BARRY: I know.</p> <p>15 MR. BROWN: -- brought emails that show you</p> <p>16 that all --</p> <p>17 MR. BARRY: I'm not arguing that. Mr. Brown</p> <p>18 listen --</p> <p>19 MR. BROWN: -- that I was doing --</p> <p>20 MR. BARRY: -- to me --</p> <p>21 MR. BROWN: -- a good job --</p> <p>22 MR. BARRY: -- no, listen --</p>	89	<p>1 public with these allegations? Were you pissed off or</p> <p>2 something about it?</p> <p>3 MR. BROWN: Somebody keeps turning off the</p> <p>4 mic.</p> <p>5 (Pause)</p> <p>6 MR. BARRY: Speak.</p> <p>7 MR. BROWN: The manner at which it was</p> <p>8 handled by the Mayor and his people, the defamation of</p> <p>9 character, the character assassination that went along</p> <p>10 with the firing contributed, it wasn't the only factor,</p> <p>11 but contributed to that; the fact that the Mayor had</p> <p>12 been in these negotiations and his staff with me</p> <p>13 throughout the whole campaign, and what I had</p> <p>14 contributed to their campaign in good faith; the</p> <p>15 disrespect that they showed me, in term that I had to</p> <p>16 return to my family without a job catapulted me to</p> <p>17 speak up and tell the truth because this guy was</p> <p>18 standing there as the Mayor of the District of Columbia</p> <p>19 and stating to the public and the media that he didn't</p> <p>20 even know me. And I was -- and that was such</p> <p>21 disrespect and such a blatant lie that I -- that made</p> <p>22 me want to come forward and say what the situation was.</p>

Capital Reporting Company  
D.C. Council- Brown Testimony 06-06-2011

<p style="text-align: right;">90</p> <p>1 And initially -- I'm glad you asked the 2 question -- I never intended for all of this to get to 3 where it is now. My initial intention was just to 4 bring out the truth since they didn't allow me to be a 5 part of their press conferences and at least show some 6 self-dignity and respect when they did what they did 7 because he promised me the job and he paid me, and he 8 did everything that I said he did; but then he turned 9 around and disrespected not only our agreement but the 10 fact that he just disrespected me personally, and I had 11 to say something. And that -- I have a 7-month-olds 12 now, whose father do need a job. I have a family to 13 support. I had a lot riding on this, and the way he 14 did it was wrong. 15 MR. BARRY: Thank you, Mr. Brown. 16 MS. CHEH: Thank you, Mr. Barry. Ms. Bowser. 17 MS. BOWSER: Thank you, Madam Chairman. 18 MR. BROWN: Oh, excuse me, Councilmember 19 Bowser, with the Chairman's permission -- 20 MS. CHEH: (inaudible). 21 MR. BROWN: -- could I take a five-second 22 break. I need to use the bathroom.</p>	<p style="text-align: right;">92</p> <p>1 Columbia have. 2 And as much as we approach this hearing and 3 this questioning with all seriousness, I fear that 4 everyone isn't taking it seriously. For me, it's a 5 very serious situation there are allegations of 6 wrongdoings during an election process. It undermines 7 the confidence that people have in our government. It 8 also undermines the confidence that they have in 9 elections. 10 For me it's very serious to talk about 11 payments among candidates in an election. I personally 12 attended several of the forums at question. I was in 13 Ward 3, Councilmember, in your ward for the Ward 3 14 Democrats forum and my own ward at the Ward 4 Democrats 15 forum, at the AKA debate that's been already described 16 in testimony, and at the Takoma neighborhood 17 association forum also in my ward, and there I 18 witnessed gutturally, but I didn't like it; I knew 19 something wasn't right when one candidate throughout 20 the entire debate encourages the audience to vote not 21 for himself but for another candidate. I knew 22 something was wrong. I really knew something was wrong</p>
<p style="text-align: right;">91</p> <p>1 MS. BOWSER: Madam Chair, the witness 2 requests a break. 3 MS. CHEH: Well -- 4 MR. BROWN: If you could just take, just a 5 brief bathroom break. I just need to use the bathroom. 6 MS. CHEH: I'll bet you're not the only one. 7 Let's take a 10-minute break. It's 5 till 3:00. We'll 8 reconvene at 5 after. We are in recess until then. 9 (Off the record) 10 (On the record) 11 MS. CHEH: We are back on the record, and it 12 is now 3:35, and we were in the midst of having 13 Councilmember Bowser conduct her questioning, so why 14 don't we just start with the original 10 minutes 15 because I think it was right at the outset. 16 Councilmember Bowser. 17 MS. BOWSER: Thank you, Councilmember Cheh, 18 and I want to thank you for pulling this hearing 19 together. I sit here with mixed feelings as I have for 20 the last several months. Unfortunately, I'm not sure 21 that we'll ever really have the answers to the question 22 that I have and so many residents of the District of</p>	<p style="text-align: right;">93</p> <p>1 when I saw that candidate hired in the government. I 2 knew something was wrong. And everybody who watched 3 knew something was wrong too. 4 We may never be able to prove wrongdoing. We 5 may never know exactly what happened. We may never see 6 the cash or the fingerprints or cameras connecting one 7 to the next, but people know something is wrong. 8 I felt to need to say that not that I have 9 many questions for the witness because as I sat here 10 listening I've been troubled by the fact that we're 11 asking serious questions and not necessarily getting 12 serious answers or how light and jovial some in the 13 room appear to be. This to me is not funny. It's not 14 a laughing matter, and it seriously undermines the 15 confidence that people have in us. 16 So it is incumbent upon all of us to figure 17 out what happened. Maybe we'll find out today. Maybe 18 the U.S. Attorney will find out, and God forbid the 19 Congress meddles in our affairs. But we must all be 20 committed not to let money under the table, in an 21 envelope influence our elections. We must all be 22 committed to that today.</p>

Capital Reporting Company  
D.C. Council- Brown Testimony 06-06-2011

<p style="text-align: right;">94</p> <p>1 I do have a couple of questions for you, Mr. 2 Brown, and I ask you to be brief as possible. You were 3 asked earlier what did the campaign purchased, and I 4 just want to know was there an agreement to participate 5 in a certain number of debates? And if there was who 6 did you make that agreement with? 7 MR. BROWN: As I clarified earlier, the term 8 purchase was not my terms. That was one of the 9 Councilmembers. I just want to restate -- 10 MS. BOWSER: Did you make an agreement to 11 appear in a certain number of dates -- 12 MR. BROWN: I just want to restate -- 13 MS. BOWSER: -- in exchange for -- 14 MR. BROWN: -- that for the record. 15 MS. BOWSER: -- for cash or for a job? 16 MR. BROWN: I'm sorry. Repeat the question. 17 MS. BOWSER: Did you make an agreement to 18 appear at a certain number of the debates for cash or 19 for a job? 20 MR. BROWN: It wasn't quantified at the time. 21 What happened as it relates to that is the Mayor, then- 22 Council Chairman, would have Stephanie or Lorraine give</p>	<p style="text-align: right;">96</p> <p>1 MS. BOWSER: Were there debates that you 2 missed? 3 MR. BROWN: Yes. There was -- there was -- 4 there was debates that initially in some cases that I 5 was invited to, and then when I got there, there was 6 some discussion I believe with the Fenty campaign who 7 had objections to it at sometimes. Sometimes that was 8 the case. Sometimes I chose which ones I wanted to go 9 to because there were several debates going on in the 10 same day. Some of them was even at the same time, so 11 they would call me and tell me which ones they was 12 going be at, and that's the ones they wanted me to be 13 at. Like we might have three debates at the same day 14 at the same time or sometimes it was (inaudible). 15 MS. BOWSER: Now you were in the race long 16 before Mr. Gray was in the race. 17 MR. BROWN: That is correct. 18 MS. BOWSER: So why did you decide -- you 19 clearly decided you wanted to run. You knew Mayor 20 Fenty every well. You had participated on his campaign 21 previously. You went out and got thousands of 22 signatures by own testimony, which is a lot of hard</p>
<p style="text-align: right;">95</p> <p>1 me information pertaining to where he wanted me and 2 specifically what he wanted me to do. There was a 3 problem, if you remember, if you rewind the clock, even 4 from the Mayor's own testimony to the media recently 5 that there were several debates that I was not included 6 in or maybe got lost in the mail, if you will -- 7 MS. BOWSER: How did you get the direction -- 8 MR. BROWN: -- even though I was on the 9 ballot. Pardon me? 10 MS. BOWSER: How did you get the direction of 11 what -- 12 MR. BROWN: Let me finish the answer. 13 MS. BOWSER: -- debates to attend? 14 MR. BROWN: So they -- she would call me, and 15 then she would ask -- 16 MS. BOWSER: She being? 17 MR. BROWN: Stephanie, the chief of staff for 18 the Mayor's campaign, she was call me, and then she 19 would ask me what was on my schedule, and then she 20 would give me what was on their schedule, and then we 21 would cross-reference them to makes sure that they were 22 -- I was at all of them.</p>	<p style="text-align: right;">97</p> <p>1 work. You knew about pulling together a campaign team. 2 Why didn't you just stay the course? 3 MR. BROWN: Well, when I got -- let me back 4 up. When I got into the race in 2009, I had a campaign 5 kickoff on June 27, 2009. We set up our committee 6 sometime in May of 2009, and I worked prior to that 7 working with the President of the United States. He 8 was the first Black President. I was very energized by 9 the fact that we had a Black President, and that made 10 me want to be even more involved in politics. Prior to 11 that -- 12 MS. BOWSER: But from the time you -- 13 MR. BROWN: Hold on. Let me finish -- 14 MS. BOWSER: -- kicked off -- 15 MR. BROWN: Prior to that -- 16 MS. BOWSER: -- I only have a certain amount 17 of time, Mr. Brown. From the time -- 18 MR. BROWN: You want the answer, and then -- 19 MS. BOWSER: But -- 20 MR. BROWN: -- this is going to be my 21 official answer for the record, so I would appreciate 22 it if you let me finish. I don't want to take up your</p>

# Capital Reporting Company

## D.C. Council- Brown Testimony 06-06-2011

98	<p>1 time, but I just wanted to let you know why -- go</p> <p>2 ahead. I'm sorry.</p> <p>3 MS. BOWSER: I want to know from the time you</p> <p>4 kicked off until the time you entered this agreement</p> <p>5 per your testimony how had you been financing your</p> <p>6 campaign?</p> <p>7 MR. BROWN: Through donations.</p> <p>8 MS. BOWSER: How much had you raised to that</p> <p>9 point?</p> <p>10 MR. BROWN: I think we raised somewhere in</p> <p>11 the range of maybe \$15,000 I think.</p> <p>12 MS. BOWSER: Now the --</p> <p>13 MR. BROWN: And that's a guess. I'm not --</p> <p>14 MS. BOWSER: -- you've described the money</p> <p>15 that you received in cash or money orders as supporting</p> <p>16 your campaign efforts. Was it your agreement between</p> <p>17 the people who claimed to have received those funds</p> <p>18 for, was it your agreement that these were campaign</p> <p>19 contributions?</p> <p>20 MR. BROWN: No. Part of -- it was discussed</p> <p>21 -- I not sure if you were here from the beginning --</p> <p>22 MS. BOWSER: I haven't been here from the</p>	100
99	<p>1 beginning, but --</p> <p>2 MR. BROWN: Okay. Well --</p> <p>3 MS. BOWSER: -- were -- the money orders</p> <p>4 because you haven't submitted them to us are they made</p> <p>5 out to your campaign fund?</p> <p>6 MR. BROWN: There's numerous money orders.</p> <p>7 The ones --</p> <p>8 MS. BOWSER: Okay. Let's talk about the --</p> <p>9 MR. BROWN: -- hold on -- no, no, no, no, no.</p> <p>10 I'm going to answer the question if you want me to. If</p> <p>11 you're not going to allow me to answer the question,</p> <p>12 don't ask me any questions.</p> <p>13 MS. BOWSER: Just whatever money orders you</p> <p>14 have could you tell me who they are made out to?</p> <p>15 MR. BROWN: You want me answer the question</p> <p>16 first?</p> <p>17 MS. BOWSER: That is the question.</p> <p>18 MR. BROWN: Okay. You got to specify which</p> <p>19 money orders --</p> <p>20 MS. BOWSER: Why don't --</p> <p>21 MR. BROWN: -- you're talking about.</p> <p>22 MS. BOWSER: -- talk about the \$500 that --</p>	101

Capital Reporting Company  
D.C. Council- Brown Testimony 06-06-2011

102	<p>1 MR. BROWN: -- Gray's campaign --</p> <p>2 MS. BOWSER: -- asking you specifically -</p> <p>3 MR. BROWN: -- because they were family and</p> <p>4 friends and relatives are the people that gave them to</p> <p>5 me.</p> <p>6 MS. BOWSER: But are you aware, Mr. Brown, of</p> <p>7 anybody who saw you. Maybe you walked with a friend to</p> <p>8 one of these meetings or maybe you saw somebody on the</p> <p>9 street who would've put you in the same place as these</p> <p>10 two individuals? Did that --</p> <p>11 MR. BROWN: Well, as I stated before --</p> <p>12 MS. BOWSER: -- are aware of anybody?</p> <p>13 MR. BROWN: -- for the record, there was a</p> <p>14 videotape that was made at Eatonville. And not only</p> <p>15 was there a videotape made on August 4, which is the</p> <p>16 Ward 4 debate that you're talking about, but there were</p> <p>17 several Councilmembers that's on the panel right now</p> <p>18 that was there --</p> <p>19 MS. BOWSER: Okay. I just have --</p> <p>20 MR. BROWN: -- and can verify that I was</p> <p>21 there.</p> <p>22 MS. BOWSER: I just have a final question,</p>	104	<p>1 MS. BOWSER: Let me -- let me finish. And --</p> <p>2 MR. BROWN: -- he encouraged it.</p> <p>3 MS. BOWSER: -- the entire panel to maintain</p> <p>4 a certain level of decorum, so I'm aware of that</p> <p>5 report. My question is did anybody else ask you to</p> <p>6 comport yourself differently so that the voters of the</p> <p>7 District of Columbia would have a fair chance to hear</p> <p>8 the views and make a decision?</p> <p>9 MR. BROWN: Not to my knowledge, no.</p> <p>10 MS. BOWSER: Thank you, Madam Chair.</p> <p>11 MS. CHEH: Thank you very much, Councilmember</p> <p>12 Bowser. Councilmember Alexander.</p> <p>13 MS. ALEXANDER: Thank you. Good afternoon,</p> <p>14 Madam Chair. First and foremost, I had no intentions</p> <p>15 of asking any questions during this hearing, but I have</p> <p>16 to take a point of personal privilege whenever my name</p> <p>17 is mentioned and what context my name is mentioned.</p> <p>18 I just wanted to state with regards to the</p> <p>19 Eatonville event if can recall. I attended an event at</p> <p>20 Eatonville, and it was the Young Professionals for Gray</p> <p>21 event. As I may not be such a young professional, I</p> <p>22 was there in support --</p>
103	<p>1 and that question is that at any point did you -- now</p> <p>2 I've participated in forums, and I've seen things that</p> <p>3 I like or didn't like, have had the occasion to have a</p> <p>4 lady's or gentleman's agreement with other people that</p> <p>5 maybe some things are just over the line or we want to</p> <p>6 comport ourselves as respectable people standing up to</p> <p>7 be elected in front of our voters, at any time did</p> <p>8 Mayor Fenty or then-Chairman Gray asked you to stop or</p> <p>9 to tone down what you were doing?</p> <p>10 MR. BROWN: Mayor Gray or Mayor Fenty?</p> <p>11 MS. BOWSER: Yes.</p> <p>12 MR. BROWN: I think that should be a question</p> <p>13 you should really ask them.</p> <p>14 MS. BOWSER: No, I'm asking you because they</p> <p>15 would've asked you. I've heard others say at least in</p> <p>16 one forum where Mayor Fenty where you talked about</p> <p>17 whether he respected his parents or not and --</p> <p>18 MR. BROWN: Well, Mayor Gray never --</p> <p>19 MS. BOWSER: -- and (inaudible) --</p> <p>20 MR. BROWN: -- never asked me to --</p> <p>21 MS. BOWSER: -- by your panel --</p> <p>22 MR. BROWN: -- stop anything --</p>	105	<p>1 MS. CHEH: You're very young to us,</p> <p>2 Councilmember Alexander.</p> <p>3 (Laughter)</p> <p>4 MS. ALEXANDER: I was there in support of</p> <p>5 Mayor Gray. I wholeheartedly supported Vincent Gray,</p> <p>6 and I voted for Vincent Gray, and I followed the</p> <p>7 campaign trail. If there was any insinuation made that</p> <p>8 I knew or I witnessed any money transactions, that</p> <p>9 couldn't be further from the truth. I don't know why</p> <p>10 my name --</p> <p>11 MR. BROWN: Ms. Alexander, let me make it --</p> <p>12 MS. ALEXANDER: Excuse me, Mr. Brown --</p> <p>13 MR. BROWN: -- clear for the record --</p> <p>14 MS. ALEXANDER: -- I'm not asking you a</p> <p>15 question, and I will not ask you questions with those</p> <p>16 sunglasses on, so don't worry about me asking you</p> <p>17 questions.</p> <p>18 As far as the event is concerned, I witnessed</p> <p>19 nothing, so I don't even know why my name was</p> <p>20 mentioned, but I just wanted to make that clear that if</p> <p>21 there was an indication that I was a witness to any</p> <p>22 impropriety or any transaction at that event I was not,</p>



# Capital Reporting Company

## D.C. Council- Brown Testimony 06-06-2011

106	<p>1 so I don't even know why my name was mentioned. But,</p> <p>2 yes, I was in attendance at that event.</p> <p>3 I wanted to state further it's interesting</p> <p>4 that this hearing from what I understand, Madam Chair,</p> <p>5 is that this is with regards to personnel hiring</p> <p>6 practices, Executive personnel hiring practices. And</p> <p>7 while the Council is not a member of the Executive,</p> <p>8 we're the legislative branch however we do run for</p> <p>9 office, and I can state quite frankly there were two</p> <p>10 persons who ran against me during my campaign for Ward</p> <p>11 7 council, and I hired two people who were my opponents</p> <p>12 in the campaign, and it's really not an unusual</p> <p>13 occurrence. When you're on the campaign trail over</p> <p>14 months' time, you do make friends. You get to know</p> <p>15 people, and everyone knows one person is going to win</p> <p>16 and the others are going to lose, and you do make</p> <p>17 alliances along the way.</p> <p>18 While we were in completion among each other,</p> <p>19 I became friends with some of my opponents, and I</p> <p>20 actually hired two of those persons, so that's not an</p> <p>21 unusual occurrence in that aspect. I understand that</p> <p>22 Mr. Brown ran for Mayor as well as Mr. Gray, and then</p>	108	<p>1 special assistant to the director of the Department of</p> <p>2 Health Care Finance, is that right?</p> <p>3 MR. BROWN: I was hired as a special</p> <p>4 assistant, but it's still unclear to me because the</p> <p>5 personnel action form and the legal authority says</p> <p>6 "Mayor's 220 policy and procedures," and what I</p> <p>7 verbally heard from Gerri Mason Hall in our</p> <p>8 communication and the very nature of this whole thing</p> <p>9 being that the Mayor had promised me the job in the</p> <p>10 first place, it was very unclear to me.</p> <p>11 MS. CHEH: So you had no idea what your</p> <p>12 actual job or title was when you began work?</p> <p>13 MR. BROWN: I know that the ID (Pause) the ID</p> <p>14 says "Employee, Executive Office of the Mayor. January</p> <p>15 31, 2011, to January 31, 2014."</p> <p>16 (Pause)</p> <p>17 MS. CHEH: Just as a technical matter, I</p> <p>18 believe when you leave employment you're supposed to</p> <p>19 turn that ID in.</p> <p>20 MR. BROWN: Just as a technical matter, I --</p> <p>21 the manner in which everything happened, I don't think</p> <p>22 none of it was within any guidelines for any decent</p>
107	<p>1 in turn, he was hired. As a result of the campaign, he</p> <p>2 was hired into -- or he was appointed, I should say, to</p> <p>3 a position, and that's not an unusual occurrence for</p> <p>4 people who are either on the campaign trail as</p> <p>5 opponents or who either work on the campaign. So I</p> <p>6 just wanted to clear that up.</p> <p>7 If there are any improprieties, I do not</p> <p>8 endorse that. It's wrong, and it needs to be</p> <p>9 addressed, but if that's the hearing that we're here</p> <p>10 for today, I just wanted to state it's no unusual</p> <p>11 occurrence. But furthermore, while there was reference</p> <p>12 made to my name at any event, not only did I not see</p> <p>13 anything I don't even remember who all were there at</p> <p>14 the event other than the Mayor and probably Rock</p> <p>15 Newman, who was the star featured person at that event.</p> <p>16 So I don't have any questions, Councilmember</p> <p>17 Cheh, but thank you for allowing me to clear up any</p> <p>18 misconceptions with my name being mentioned. Thank</p> <p>19 you.</p> <p>20 MS. CHEH: Thank you very much, Councilmember</p> <p>21 Alexander. I want to continue with some of my</p> <p>22 questioning. Mr. Brown, you were hired ultimately as a</p>	109	<p>1 human being.</p> <p>2 (Audience member claps, cheers.)</p> <p>3 MS. CHEH: I'm advising you that that's what</p> <p>4 you're obligated to do. So we have a listing of you as</p> <p>5 a specialist to the director of Health Care Finance,</p> <p>6 but we also have some testimony or emails or some such</p> <p>7 things where you had asked to be a special assistant to</p> <p>8 the Mayor. Was that what your request was? What --</p> <p>9 MR. BROWN: No, I told you --</p> <p>10 MS. CHEH: -- did you ask to be?</p> <p>11 MR. BROWN: -- what the ID says. I told you</p> <p>12 the conversation I had with Gerri Mason Hall, and I'm</p> <p>13 telling you the nature of how I got there in the first</p> <p>14 place. I was -- all indication to me, no one ever</p> <p>15 mentioned anything about being a special assistant to</p> <p>16 the Health Care Finance director. They said that I was</p> <p>17 supposed to work with the Health Care Finance director</p> <p>18 in the areas of policy, policy planning, and audit and</p> <p>19 accounting.</p> <p>20 MS. CHEH: Now I want to get back to this.</p> <p>21 You said you had this meeting with Gerri Mason Hall,</p> <p>22 and at that time did you discuss what position you</p>

# Capital Reporting Company

## D.C. Council- Brown Testimony 06-06-2011

110	<p>1 would get?</p> <p>2 MR. BROWN: I had several meetings with Gerri</p> <p>3 Mason Hall. Which one are you referring to?</p> <p>4 MS. CHEH: The one that was the "interview."</p> <p>5 MR. BROWN: You got to be more specific.</p> <p>6 MS. CHEH: Well, let me ask you. In any of</p> <p>7 the conversations that you had with Gerri Mason Hall,</p> <p>8 did you talk about a specific position?</p> <p>9 MR. BROWN: Yes.</p> <p>10 MS. CHEH: And was that the position that you</p> <p>11 saw on the Web site in the Inspector General's office?</p> <p>12 MR. BROWN: Part of our initial meeting, if I</p> <p>13 remember correctly, it had -- I told her that I wanted</p> <p>14 to work in the Office of the Inspector General, and I</p> <p>15 did do prior research because Howard Brooks told me</p> <p>16 earlier because I was upset of the treatment that I was</p> <p>17 getting close to after we was about to win, and it</p> <p>18 didn't seem like they was going to come through on</p> <p>19 their agreement with me, which led to the text messages</p> <p>20 back and forth with the Mayor.</p> <p>21 So to fast forward, I initially (Pause) I</p> <p>22 initially (Pause) I did research as he instructed. Like</p>	112	<p>1 testified as well, very pleasant conversation. We knew</p> <p>2 some of the same people in the --</p> <p>3 MS. CHEH: Was that the first time --</p> <p>4 MR. BROWN: -- audit and accounting area --</p> <p>5 MS. CHEH: -- that you learned that the</p> <p>6 position you were thinking about was filled?</p> <p>7 MR. BROWN: Pardon me?</p> <p>8 MS. CHEH: Was that the first time you</p> <p>9 learned that the position you were thinking about was</p> <p>10 filled?</p> <p>11 MR. BROWN: So we had the conversation, and</p> <p>12 close to the end maybe after 30 minutes of the</p> <p>13 interview, we started to talk about specifics, and he</p> <p>14 wanted to know the job announcement, and that's when I</p> <p>15 showed him, because I had a printout, of the actual</p> <p>16 announcement --</p> <p>17 MS. CHEH: Right.</p> <p>18 MR. BROWN: -- and it was my understanding at</p> <p>19 the time that it was already taken care of. I knew</p> <p>20 there was a separation of powers or separation of</p> <p>21 government, if you will, because he's an independent</p> <p>22 agency, and he hires his own --</p>
111	<p>1 he said, "If you" -- he said there was a meeting, he</p> <p>2 assured me there was a meeting, he said my name was on</p> <p>3 a list that the Mayor had for people that he wanted to</p> <p>4 make sure have a job or something like that and that;</p> <p>5 and the people he said that picked out their job</p> <p>6 already have been placed. So he said, "If you do the</p> <p>7 legwork, you'll probably get placed quicker." So I --</p> <p>8 MS. CHEH: So you --</p> <p>9 MR. BROWN: -- went on the -- so I pulled --</p> <p>10 MS. CHEH: -- so you found that position?</p> <p>11 MR. BROWN: I found the position, right.</p> <p>12 MS. CHEH: And you had a conversation with</p> <p>13 Gerri Mason Hall, and she arranged for you to have an</p> <p>14 interview with the Inspector General, right?</p> <p>15 MR. BROWN: That is correct.</p> <p>16 MS. CHEH: Right. And so you went over to</p> <p>17 the Inspector General's office, and was it at that time</p> <p>18 that the Inspector General told you that the position</p> <p>19 was already filled?</p> <p>20 MR. BROWN: I had a meeting that lasted</p> <p>21 approximately 30, 35 minutes with Mr. Willoughby, the</p> <p>22 Inspector General, and it was a very pleasant, as he</p>	113	<p>1 MS. CHEH: So that was the first --</p> <p>2 MR. BROWN: Right.</p> <p>3 MS. CHEH: -- time you found out that that</p> <p>4 position that you had identified --</p> <p>5 MR. BROWN: Right. He said --</p> <p>6 MS. CHEH: -- was filled.</p> <p>7 MR. BROWN: -- he looked at it, and then he</p> <p>8 said, he pulled out his glasses, and he said "I think</p> <p>9 this is already been filled" or something to that</p> <p>10 effect. And I'm saying, "You're sure?" I said, "It's</p> <p>11 still on the Web site." We went to his computer, and I</p> <p>12 helped him research it on his computer, and he said,</p> <p>13 "Wow, you're right." He said -- it was still on the</p> <p>14 Web site.</p> <p>15 MS. CHEH: Did you consider your meeting with</p> <p>16 him a job interview?</p> <p>17 MR. BROWN: Yes.</p> <p>18 MS. CHEH: Okay. After you found out that</p> <p>19 the job was filled, did you get back in touch with</p> <p>20 Gerri Mason Hall to tell her the job was filled?</p> <p>21 MR. BROWN: Yes.</p> <p>22 MS. CHEH: And at that time did she suggest</p>

Capital Reporting Company  
D.C. Council- Brown Testimony 06-06-2011

114	<p>1 to you another position that you might apply for?</p> <p>2 MR. BROWN: It didn't happen like that black</p> <p>3 and white. It happened -- I went back to her office,</p> <p>4 and she said, "How did it go" I believed she asked me,</p> <p>5 and I told her that it was filled. And then she seemed</p> <p>6 a little puzzled by it because I think she saw it on</p> <p>7 the Web site as well, and she said, "Don't worry" or</p> <p>8 something to that effect "I'm going to make sure you</p> <p>9 get" I don't remember all the whole conversation, but</p> <p>10 it was something like that.</p> <p>11 MS. CHEH: And then it was rather rapidly</p> <p>12 within a few days that she identified a position for</p> <p>13 you at the Department of Health Care Finance, correct?</p> <p>14 MR. BROWN: That is correct.</p> <p>15 MS. CHEH: And how was that communicated to</p> <p>16 you?</p> <p>17 MR. BROWN: Well, the reason why it was done</p> <p>18 so quickly is that in the initial agreement that I</p> <p>19 spoke with the Mayor on the 15th and also Lorraine</p> <p>20 Green I told them that I didn't want it to take a long</p> <p>21 time, that I wanted to be immediately hired after the</p> <p>22 New Year because I had a newborn, and we had bills to</p>	116	<p>1 previous disputes with the previous mayor, Omar Karim,</p> <p>2 that since I had made so many comments about it during</p> <p>3 the mayoral race I thought that he may have a personal</p> <p>4 vendetta against me.</p> <p>5 MS. CHEH: Okay. But I want to see what</p> <p>6 happened here from a personnel standpoint.</p> <p>7 MR. BROWN: Right.</p> <p>8 MS. CHEH: So Gerri Mason Hall sends you over</p> <p>9 to Health Care Finance, and your point of contact is</p> <p>10 Talib Karim. What are you told you job is going to be?</p> <p>11 MR. BROWN: No, not quite.</p> <p>12 MS. CHEH: Could you just tell me what --</p> <p>13 MR. BROWN: Yes.</p> <p>14 MS. CHEH: -- who told you and what --</p> <p>15 MR. BROWN: Okay.</p> <p>16 MS. CHEH: -- they said you job was going to</p> <p>17 be.</p> <p>18 MR. BROWN: Well, it didn't happen like that.</p> <p>19 See, I don't go -- I met Talib Karim as far as the</p> <p>20 meeting about the Health Care Finance was not done at</p> <p>21 Health Care Finance. Talib Karim was the special</p> <p>22 counsel to the Mayor. He was working in this building</p>
115	<p>1 pay, and I wanted to make sure that I wasn't on the</p> <p>2 job.</p> <p>3 MS. CHEH: So she identified this position,</p> <p>4 and from my understanding, you worked directly with</p> <p>5 Talib Karim in getting that position or understanding</p> <p>6 about what that position would be because Mr. Turnage</p> <p>7 had not yet come onboard, is that right?</p> <p>8 MR. BROWN: Not quite. It's partly right.</p> <p>9 Gerri Mason Hall had already made -- put together the</p> <p>10 package, as she called it, if you will, and she said</p> <p>11 that "Someone from the Department of Health Care</p> <p>12 Finance would contacting you." And then I pressed her</p> <p>13 on who, when, and what time because of this -- I wanted</p> <p>14 to know some more specifics, so she said that it would</p> <p>15 be Talib Karim. I recognized the name of Talib Karim</p> <p>16 because he held a candidates' forum at the Howard</p> <p>17 University Law School, which I attended and also you</p> <p>18 were there as well, and it didn't go well as I'm sure</p> <p>19 you recall, and I left the forum.</p> <p>20 So I automatically came to the conclusion</p> <p>21 that I might not be on his good side, that and also</p> <p>22 that his brother, who was involved in a lot of the</p>	117	<p>1 in the Special Counsel Office, and that's where we</p> <p>2 talked about the job for the Health Care Finance. Talib</p> <p>3 Karim did not even have the job over at Department of</p> <p>4 Health Care Finance --</p> <p>5 MS. CHEH: What was your --</p> <p>6 MR. BROWN: -- when I got there.</p> <p>7 MS. CHEH: -- understanding --</p> <p>8 MR. BROWN: They came after me.</p> <p>9 MS. CHEH: And what was your understanding</p> <p>10 about what your job would be a Health Care Finance?</p> <p>11 MR. BROWN: He took out an organizational</p> <p>12 chart -- well, me and Gerri Mason Hall had a</p> <p>13 discussion, and she said she was sending me over there.</p> <p>14 It wasn't really any specifics about outside of the</p> <p>15 general thing of "You have a bachelor's business</p> <p>16 administration in accounting. You have a audit</p> <p>17 background that was pretty extensive," and I actually</p> <p>18 worked forensic audits in New York City for healthcare.</p> <p>19 So she tied that in as being a good fit for working</p> <p>20 over there because she said she wanted me to be her</p> <p>21 eyes and ears or the Mayor's eyes and ears or something</p> <p>22 like that and that they had a lot of problems at Health</p>

# Capital Reporting Company

## D.C. Council- Brown Testimony 06-06-2011

118	<p>1 Care Finance, and she wanted me to help to get to the</p> <p>2 bottom of some of the financial part.</p> <p>3 MS. CHEH: Well, we have testimony --</p> <p>4 MR. BROWN: With disallowance and stuff like</p> <p>5 that --</p> <p>6 MS. CHEH: -- we have testimony --</p> <p>7 MR. BROWN: -- and some other things.</p> <p>8 MS. CHEH: -- that you were to function as a</p> <p>9 special assistant to the director of the Health Care</p> <p>10 Finance agency, and then we have some further testimony</p> <p>11 or emails that you were to report to somebody other</p> <p>12 than Mr. Turnage, but that you, through these emails,</p> <p>13 said that you were not going to report to anybody else;</p> <p>14 you should report to Wayne Turnage directly with no</p> <p>15 intermediaries. What was that about?</p> <p>16 MR. BROWN: Well, the job that they put me</p> <p>17 in, in Health Care Finance I did the research, the</p> <p>18 legal background of the specific position of the</p> <p>19 special assistant, and I brought it to -- when I first</p> <p>20 went there, Linda Elam was the interim director of the</p> <p>21 Department of Health Care Finance; and according to</p> <p>22 District of Columbia law, being an appointed position</p>	120	<p>1 management, legal affairs, and legislative and policy</p> <p>2 function of the office. Was that your understanding of</p> <p>3 what your duties were to be?</p> <p>4 MR. BROWN: I saw that in the petition that</p> <p>5 your staff gave to the judge for D.C. Superior Court.</p> <p>6 That was the first time I've ever seen a job</p> <p>7 description for that position. I just want to make</p> <p>8 that clear.</p> <p>9 MS. CHEH: So they didn't give you a job</p> <p>10 description? They didn't --</p> <p>11 MR. BROWN: No --</p> <p>12 MS. CHEH: -- specify --</p> <p>13 MR. BROWN: -- I never --</p> <p>14 MS. CHEH: -- particularly --</p> <p>15 MR. BROWN: -- received it -- I never</p> <p>16 received a job description at all.</p> <p>17 MS. CHEH: Of what you were supposed to do?</p> <p>18 All right. I'm sorry to my other members. I take time</p> <p>19 to wade through some of this stuff. I apologize.</p> <p>20 Forgive me. Mr. Catania, you're next.</p> <p>21 MR. CATANIA: Thank you, Madam Chair. Mr.</p> <p>22 Brown, how did you connect with Gerri Mason Hall? Or</p>
119	<p>1 by the Mayor I was supposed to work under the director</p> <p>2 of the agency on behalf of the Mayor. That was my</p> <p>3 understanding.</p> <p>4 MS. CHEH: Right.</p> <p>5 MR. BROWN: At the time when I got there, she</p> <p>6 was the director of the agency; but then later on,</p> <p>7 Director Turnage came onboard about 11 days later. I</p> <p>8 made it a point -- because I wanted to be in the legal</p> <p>9 way I'm supposed to be, which is reporting to who I was</p> <p>10 supposed to be reporting to. So I talked to -- I</p> <p>11 believed I talked to Gerri, and I believe I talked to</p> <p>12 Judy Banks I think it was.</p> <p>13 MS. CHEH: Well, I'm going to have to hand</p> <p>14 off my questioning -- I'm already over -- but the</p> <p>15 special assistant position that the information</p> <p>16 furnished to us by HR that this was your position has</p> <p>17 among other things a high degree of independence, you</p> <p>18 would function in the area of legal and legislative</p> <p>19 affairs and performance management, areas of</p> <p>20 exceptional complexity, management series; you have the</p> <p>21 responsibility and authority for directing and</p> <p>22 coordinating on behalf of the director, performance</p>	121	<p>1 let me ask, when did you first meet her?</p> <p>2 MR. BROWN: Well, the first time I spoke with</p> <p>3 Gerri Mason Hall was via telephone. I received a</p> <p>4 telephone call from her. I believe it was between</p> <p>5 Christmas and New Year's of 2010.</p> <p>6 MR. CATANIA: Were you aware that your name</p> <p>7 had already been forwarded by Lorraine Green to Ken</p> <p>8 Cummins for purposes of background checks by the time</p> <p>9 you -- by the time the first -- by the time Christmas</p> <p>10 had arrived, your name had already been referred to Ken</p> <p>11 Cummins for background check. Were you aware of that?</p> <p>12 MR. BROWN: I'm glad you brought that point</p> <p>13 out because I have the email that she sent to me --</p> <p>14 MR. CATANIA: Who is she?</p> <p>15 MR. BROWN: Gerri Mason Hall.</p> <p>16 MR. CATANIA: Okay.</p> <p>17 MR. BROWN: And my background was actually</p> <p>18 illegally obtained without my consent.</p> <p>19 MR. CATANIA: My question was, Mr. Brown,</p> <p>20 were you aware that -- and this was -- the request had</p> <p>21 been made by Lorraine Green not Gerri Mason Hall. My</p> <p>22 question was were you aware that a background check had</p>

# Capital Reporting Company

## D.C. Council- Brown Testimony 06-06-2011

122	<p>1 been started on your prior to Christmas of 2010?</p> <p>2 MR. BROWN: No, I was not aware of that.</p> <p>3 MR. CATANIA: How is the initial contact</p> <p>4 between you and Ms. Gerri Mason Hall started? Were you</p> <p>5 given her number to call her? Did you meet her at an</p> <p>6 event? Did she call you? How did that initial</p> <p>7 connection occur?</p> <p>8 MR. BROWN: Okay. Before I answer that, let</p> <p>9 me just back up. I have an email here dated Monday,</p> <p>10 January 10, 2011, 5:03 a.m., and it's says, "Sulaimon,</p> <p>11 attached please find the release for a background</p> <p>12 check. Please complete and drop off at my office at</p> <p>13 your convenience. Lynette Jones, my executive</p> <p>14 assistant, will be in touch with you regarding meeting</p> <p>15 with Inspector General. Thank you. Gerri Mason Hall."</p> <p>16 It wasn't -- I don't believe I signed it</p> <p>17 until maybe the middle of January. Lorraine Green</p> <p>18 testified under oath that they did a background check</p> <p>19 on my sometime in December. That was illegal.</p> <p>20 MR. CATANIA: Okay. But my question is how</p> <p>21 is it that you came to know Gerri Mason Hall? Did --</p> <p>22 MR. BROWN: Oh, well --</p>	124
123	<p>1 MR. CATANIA: -- she call you? Did you call</p> <p>2 her?</p> <p>3 MR. BROWN: I told you between Christmas and</p> <p>4 New Year's I received a call from her. She said -- and</p> <p>5 I'm paraphrasing it -- she said "I'm calling on behalf</p> <p>6 of Mayor Vince Gray." Then she corrected herself and</p> <p>7 giggled. She said, "Mayor-elect Vince Gray, and we</p> <p>8 would like to extend you an offer in the Gray</p> <p>9 Administration or to some of that effect.</p> <p>10 MR. CATANIA: She didn't indicate who had</p> <p>11 asked her to make that call, but to your testimony --</p> <p>12 MR. BROWN: She said on behalf of Mayor Vince</p> <p>13 Gray. That's how she said it.</p> <p>14 MR. CATANIA: Let me ask, and this is kind of</p> <p>15 --</p> <p>16 MR. BROWN: I have the telephone number if</p> <p>17 you'd like that she called me from.</p> <p>18 MR. CATANIA: Fine. Did you discuss the</p> <p>19 possibility of employment in any form or fashion, text,</p> <p>20 telephone, in person with then-Mayor-elect Gray in</p> <p>21 December of Mayor Gray in January? December of 2010 or</p> <p>22 January of 2011 did you have a direct correspondence</p>	125
	<p>1 with the then-Mayor elect and then-Mayor in those two</p> <p>2 months regarding employment?</p> <p>3 MR. BROWN: I have to look at the last --</p> <p>4 research the last date, but the last time -- was two</p> <p>5 times I spoke to the Mayor about employment. It was</p> <p>6 one at the inauguration. They gave me five VIP tickets</p> <p>7 to the inauguration. I kept two, and I gave away three</p> <p>8 and I saw him at the inauguration, and I shook his</p> <p>9 hand. He told me that he was going to give me the job,</p> <p>10 and he told me "Don't fuck it up."</p> <p>11 (Pause)</p> <p>12 MR. BROWN: That's what he said.</p> <p>13 MR. CATANIA: Have you had any correspondence</p> <p>14 or communications --</p> <p>15 MR. BROWN: And I talked to him another time.</p> <p>16 Maybe it was prior to that or after that. I'm not</p> <p>17 exactly sure. It was when Mr. Lockridge passed away. I</p> <p>18 don't remember what date that was, but we had spoke out</p> <p>19 in the street in front of G.W. hospital, and he stated</p> <p>20 that I needed to watch what I say because when I put it</p> <p>21 out there I can't take it back.</p> <p>22 MR. CATANIA: Okay. And with respect to Ms.</p>	

# Capital Reporting Company

## D.C. Council- Brown Testimony 06-06-2011

126	<p>1 MR. BROWN: Right.</p> <p>2 MR. CATANIA: -- after December 1, 2010. I'd</p> <p>3 be curious as to what those texts said, Mr. Brown.</p> <p>4 MR. BROWN: All right. Let's see.</p> <p>5 MS. CHEH: And while Mr. Brown is looking for</p> <p>6 those, could you stop the clock.</p> <p>7 (Pause)</p> <p>8 MR. BROWN: Okay. It starts and says -- I</p> <p>9 sent her -- it was on January 7. I said, "Thank you</p> <p>10 for not keeping your word. I'm sure the new Republican</p> <p>11 Congress" and it's -- I don't know why it's nothing</p> <p>12 there. I don't know why, but anyway there was</p> <p>13 something there -- "I'm not going to sit back and let</p> <p>14 you screw me and my family. It won't happen. Lying to</p> <p>15 me is one thing, but to my brother that's something</p> <p>16 different." And she responded, she said, "Who is this?</p> <p>17 What are you talking about?" I said, "This is Sulaimon</p> <p>18 Brown, and I'm talking about the childish, unnecessary</p> <p>19 games you're playing. I'm done playing. You can keep</p> <p>20 the job. I'm going to plan B and C." She said, "I</p> <p>21 have no idea what you are talking about. I thought you</p> <p>22 met with the chief of staff about an audit position and</p>	128	<p>1 Attorney's office that unless you ask you specific --</p> <p>2 that everything is frankly open for discussion --</p> <p>3 MR. BROWN: No, I understand --</p> <p>4 MR. CATANIA: -- other than --</p> <p>5 MR. BROWN: -- but I'm not going to mention</p> <p>6 her name. Not in public forum. Maybe later if you</p> <p>7 want --</p> <p>8 MR. CATANIA: I'm going to ask that the</p> <p>9 Chairman ask you to put the name --</p> <p>10 MR. BROWN: Well, you can ask, but I'm giving</p> <p>11 you the answer. I'm not asking --</p> <p>12 MR. CATANIA: I'm asking --</p> <p>13 MR. BROWN: -- (inaudible) --</p> <p>14 MR. CATANIA: -- the Chairman -- I'm asking</p> <p>15 the Chairman to direct you to answer the question.</p> <p>16 MR. BROWN: All right.</p> <p>17 MS. CHEH: Are you claiming any privilege --</p> <p>18 MR. BROWN: No.</p> <p>19 MS. CHEH: -- of law? Well, then as a result</p> <p>20 of that, I am going to direct that you answer the</p> <p>21 question, and I would remind you that you're here under</p> <p>22 court order, and if you don't answer questions that are</p>
127	<p>1 everything was fine." And I said, "She has been</p> <p>2 screwing around with me, and I'm tired." And Lorraine</p> <p>3 Green said, "I don't understand your comment about the</p> <p>4 new Republican Congress." And I said, "Apparently, you</p> <p>5 have chose to pick an unnecessary fight with me." And</p> <p>6 then she put questions marks." And then I said, "Steve</p> <p>7 Garvey (ph) told Gerri to screw me as well." And those</p> <p>8 were the last text I had from Lorraine.</p> <p>9 MR. CATANIA: Mr. Brown, who else might have</p> <p>10 known about the alleged promise that Mayor Gray offered</p> <p>11 you a job and that Lorraine Green assisted that other</p> <p>12 than Howard Brooks? Was there anyone else in the</p> <p>13 campaign that might have known or that you can suggest</p> <p>14 might have known about this relationship?</p> <p>15 MR. BROWN: There is one other person that I</p> <p>16 confided in, and I told the FBI that I confided in, but</p> <p>17 at this time I'm not going to mention her name.</p> <p>18 MR. CATANIA: You can -- we've been</p> <p>19 instructed that as long as we don't ask --</p> <p>20 MR. BROWN: And she was actually on Gray's</p> <p>21 campaign.</p> <p>22 MR. CATANIA: We've been informed by the U.S.</p>	129	<p>1 put to you, we will seek an order that you do so. So</p> <p>2 I'm going to direct you to answer Mr. Catania's</p> <p>3 question. Who --</p> <p>4 MR. BROWN: I told a friend of mine. Her</p> <p>5 name is Bernice.</p> <p>6 MR. CATANIA: And Bernice worked for the</p> <p>7 campaign?</p> <p>8 MR. BROWN: Yes, she did.</p> <p>9 MR. CATANIA: And what is Bernice's last</p> <p>10 name?</p> <p>11 MR. BROWN: I don't know.</p> <p>12 MR. CATANIA: Who else knew about -- let me</p> <p>13 ask you a different --</p> <p>14 MR. BROWN: Well, I should say I can't</p> <p>15 recall.</p> <p>16 MR. CATANIA: Well, Mr. Brown, we can revisit</p> <p>17 this another time. Who else knew other than Ms. Green</p> <p>18 and Mr. Brooks? And again, you alleged as well that</p> <p>19 the Mayor knew. Other than the four of you, who might</p> <p>20 have known that the Gray campaign allegedly supplied</p> <p>21 you with money to support yourself and your campaign?</p> <p>22 MR. BROWN: Nobody else besides the Mayor,</p>

# Capital Reporting Company

## D.C. Council- Brown Testimony 06-06-2011

130	<p>1 Lorraine Green, Howard Brooks, and I mentioned it to my 2 friend Bernice.</p> <p>3 MR. CATANIA: All right. And in the course 4 of receiving these contributions first from Lorraine, 5 then from Lorraine, again, allegedly from Lorraine 6 Green and Howard Brooks and then subsequently allegedly 7 only from Howard Brooks, did anyone else witness the 8 transfer of envelopes or funds from the Gray campaign 9 allegedly to you?</p> <p>10 MR. BROWN: Yes. As I stated earlier in my 11 testimony, the Mayor himself, who was then running for 12 mayor, at Eatonville. He was there, and he directed 13 him to give him the envelope.</p> <p>14 MR. CATANIA: Did Michael Peyton, otherwise 15 known as Michael Brooks, ever witness this? Or did you 16 ever receive funds from him?</p> <p>17 MR. BROWN: I don't know who that is?</p> <p>18 MR. CATANIA: Howard Brooks' son. Do you --</p> <p>19 MR. BROWN: I don't know. That doesn't run 20 any bells to me. I read his name in some of these 21 articles, but I still don't know the guy.</p> <p>22 MR. CATANIA: All right.</p>	132
131	<p>1 MR. BROWN: I might know his face, but I 2 don't him personally.</p> <p>3 MR. CATANIA: And with the Chairman's 4 patience, one more question. Did you ever ask or 5 inquire, were you ever informed where these alleged 6 funds came from that were being used to support you? 7 They obviously didn't come from a campaign fund --</p> <p>8 MR. BROWN: Well, Lorraine Green initially 9 told me that people were making donations, and some of 10 them were in cash and that there was some checks or 11 whatever if they couldn't identify them like they 12 wouldn't report them. They would just give them to me, 13 and she said that if they gave cash donations that they 14 would just give me the cash.</p> <p>15 MR. CATANIA: So you received contributions 16 that were Gray for Mayor on the payee line but --</p> <p>17 MR. BROWN: No, no, no, no. No. Not at all.</p> <p>18 MR. CATANIA: They would be blank checks?</p> <p>19 MR. BROWN: They gave me some money orders 20 that were already filled out that had "Sulaimon Brown 21 for Mayor" on it. It had addresses, had names. I 22 think those are the ones that were in The Washington</p>	133

# Capital Reporting Company

## D.C. Council- Brown Testimony 06-06-2011

134	<p>1 MR. BARRY: Anyway, Mr. Brown, in terms of</p> <p>2 how the job offer evolved -- and we've gotten various</p> <p>3 scenarios -- now what's your scenario about after</p> <p>4 November 29, December 1, you didn't have any more</p> <p>5 verbal contact with Ms. Green. What kind of text or</p> <p>6 email contact did you have?</p> <p>7 MR. BROWN: Like I stated before, the last</p> <p>8 one was January 7, which was there -- as far as phone</p> <p>9 records, I would have to look at the phone records --</p> <p>10 MR. BARRY: What is --</p> <p>11 MR. BROWN: -- to really say whether or not I</p> <p>12 had any phone conversation with her.</p> <p>13 MR. BARRY: What is the January 7th one say?</p> <p>14 MR. BROWN: I just read it into the record?</p> <p>15 MR. BARRY: I'm sorry. I wasn't here.</p> <p>16 MR. BROWN: You want me to read it again?</p> <p>17 MR. BARRY: Yes, sir.</p> <p>18 (Pause)</p> <p>19 MR. BROWN: It started out with me, it says,</p> <p>20 on January, "Thank you for not keeping your word. I'm</p> <p>21 sure the new Republican Congress" -- something, this</p> <p>22 just went blank -- it says "I'm not going to sit back</p>	136
135	<p>1 and let you screw me and my family. It won't happen.</p> <p>2 Lying to me is one thing, but my brother that's</p> <p>3 different." Lorraine Green said, "Who is this? What</p> <p>4 are you talking about?" I said, "This is Sulaimon</p> <p>5 Brown, and I'm talking about the childish, unnecessary</p> <p>6 games you're playing. I'm done playing. You can keep</p> <p>7 the job. I'm going to plan B and C." And she says, "I</p> <p>8 have no idea what you are talking about. I thought you</p> <p>9 met the chief of staff about an audit position and</p> <p>10 everything was fine." And I texted her back, I said,</p> <p>11 "She has been screwing around, and I'm tired." She</p> <p>12 says, "I don't understand what your comment about the</p> <p>13 new Republican Congress." And I said, "Apparently, you</p> <p>14 have chosen to pick an unnecessary fight with me." And</p> <p>15 then she put questions marks." And then I told her</p> <p>16 that, "Steve Garvey told Gerri to screw me as well.</p> <p>17 FYI."</p> <p>18 MR. BARRY: This an exchange of emails or</p> <p>19 texts?</p> <p>20 MR. BROWN: Yes. That's correct.</p> <p>21 MR. BARRY: Okay. Thank you. At what point</p> <p>22 did you meet with Gerri Hall? Or did you meet with</p>	137



Capital Reporting Company  
D.C. Council- Brown Testimony 06-06-2011

138	<p>1 research because Howard Brooks had told me or I was</p> <p>2 complaining to him because he knew the agreement, and I</p> <p>3 felt comfortable talking to him at that time, and he</p> <p>4 said there was a list that the Mayor had with my name</p> <p>5 on it, and they had a meeting, and he said he was in</p> <p>6 the meeting and that I'm going to get the job, and he</p> <p>7 told me that the people who had picked out their jobs</p> <p>8 were already placed and that if you want to do the</p> <p>9 legwork or something like that that you should pick out</p> <p>10 your job, and you'll probably move a little quicker.</p> <p>11 So by the time I got to meet with Gerri Mason</p> <p>12 Hall I had already had the printout of a job that I</p> <p>13 thought when I read the job description and the</p> <p>14 qualifications -- it was strictly an audit, and that's</p> <p>15 what I've been doing for the last several years that I</p> <p>16 thought that was a good fit because I knew -- I didn't</p> <p>17 --</p> <p>18 MR. BARRY: So you met with her --</p> <p>19 MR. BROWN: Pardon me?</p> <p>20 MR. BARRY: You told her this, and she told</p> <p>21 you --</p> <p>22 MR. BROWN: Well, we talked about a lot of</p>	140	<p>1 MR. BROWN: I was told by Gerri Mason Hall</p> <p>2 that I was going to be in Health Care Finance. That</p> <p>3 was her choice.</p> <p>4 MR. BARRY: Did she tell you a salary?</p> <p>5 MR. BROWN: Actually, I told her the salary.</p> <p>6 I told her that -- I told her what the -- I didn't</p> <p>7 discuss the agreement that I had with the Mayor, but I</p> <p>8 told her what the salary was that I wanted?</p> <p>9 MR. BARRY: What was that?</p> <p>10 MR. BROWN: I told her I wanted anywhere</p> <p>11 between 100 and 150, and she chose 110.</p> <p>12 MR. BARRY: Okay. And when you reported</p> <p>13 about what time was it, approximately what day was</p> <p>14 this?</p> <p>15 (Pause)</p> <p>16 MR. BARRY: Just approximately.</p> <p>17 MR. BROWN: Hang on.</p> <p>18 (Pause)</p> <p>19 MR. BROWN: It was -- I'm just going to</p> <p>20 approximate it -- it was sometime I believe in the</p> <p>21 middle of January of 2011.</p> <p>22 MR. BARRY: At what point did you report to</p>
139	<p>1 things. We had a -- as she testified to under oath --</p> <p>2 there was a pretty long discussion.</p> <p>3 MR. BARRY: Now I know what she testified</p> <p>4 about --</p> <p>5 MR. BROWN: Right.</p> <p>6 MR. BARRY: -- what happened at the Inspector</p> <p>7 General and (inaudible). Now after you met with the</p> <p>8 Inspector General and in your view that was a job</p> <p>9 because you had a printout, but after that was</p> <p>10 established there wasn't a job, what then did you do?</p> <p>11 MR. BROWN: I went back and talked to Gerri</p> <p>12 Mason Hall.</p> <p>13 MR. BARRY: What'd you all talk about?</p> <p>14 MR. BROWN: I just testified to that two</p> <p>15 seconds ago, but I'll say it again. We went back into</p> <p>16 the -- she looked like she was a little puzzled when I</p> <p>17 told her that the job was filled, and she said that she</p> <p>18 would take care of it or something to that effect. I</p> <p>19 don't remember.</p> <p>20 MR. BARRY: At what point were you told that</p> <p>21 you were going to be hired in Health Care Finance and</p> <p>22 by whom?</p>	141	<p>1 Health Care Finance?</p> <p>2 MR. BROWN: Pardon me?</p> <p>3 MR. BARRY: When did you report to Health</p> <p>4 Care Finance?</p> <p>5 MR. BROWN: I think it was January 31.</p> <p>6 MR. BARRY: Who did you report to?</p> <p>7 MR. BROWN: Nobody.</p> <p>8 MR. BARRY: You just went in and started</p> <p>9 working?</p> <p>10 MR. BROWN: No. There was some emails that</p> <p>11 went back and forth prior to me going there, but</p> <p>12 basically (Pause) she sent me initially to talk to</p> <p>13 Talib, and Talib was the Special Counsel to the Mayor,</p> <p>14 and he was in this building here somewhere. We spoke.</p> <p>15 Gerri had already told me that "By the next pay period,</p> <p>16 you will be working," which was January 31. She was</p> <p>17 very nice, very sweet person. I believed everything</p> <p>18 she said, and when she said January 31, I knew it was</p> <p>19 going to be January 31.</p> <p>20 I went to Talib, and he just talked a bunch</p> <p>21 of nonsense, in my opinion, but basically he appeared</p> <p>22 to be interjected himself as if he was the one giving</p>

# Capital Reporting Company

## D.C. Council- Brown Testimony 06-06-2011

142	<p>1 me the job, and I had already --</p> <p>2 MR. BARRY: My time is running.</p> <p>3 MR. BROWN: Right.</p> <p>4 MR. BARRY: When did you actually report to</p> <p>5 the agency, what day?</p> <p>6 MR. BROWN: January 31.</p> <p>7 MR. BARRY: Thirty-first.</p> <p>8 MR. BROWN: Right. I went to 441 Fourth</p> <p>9 Street first for orientation. Actually, the Deputy</p> <p>10 Mayor for Education was there, Cherita Whiting was</p> <p>11 there, and few --</p> <p>12 MR. BARRY: Hold on.</p> <p>13 MR. BROWN: -- other people was in our group.</p> <p>14 MR. BARRY: When did you first report to</p> <p>15 Health Care Finance itself?</p> <p>16 MR. BROWN: January 31.</p> <p>17 MR. BARRY: Where? At what time?</p> <p>18 MR. BROWN: It wasn't until -- the</p> <p>19 orientation process took a little longer --</p> <p>20 MR. BARRY: What time?</p> <p>21 MR. BROWN: -- because the D.C. --</p> <p>22 MR. BARRY: My time is running. What time?</p>	144
143	<p>1 MR. BROWN: The D.C. 2000 was not filled out</p> <p>2 yet, so -- I'm not exactly sure. I'm sure it was like</p> <p>3 between --</p> <p>4 MR. BARRY: Was it in the afternoon?</p> <p>5 MR. BROWN: -- maybe like 3:00 and 4:00.</p> <p>6 MR. BARRY: Three or 4:00.</p> <p>7 MR. BROWN: Something like that.</p> <p>8 MR. BARRY: When you walked in the building,</p> <p>9 who did you report to?</p> <p>10 MR. BROWN: When I came into the building,</p> <p>11 everyone seemed puzzled why I there, and then they</p> <p>12 brought out somebody from Human Resources.</p> <p>13 MR. BARRY: And who was that?</p> <p>14 MR. BROWN: Kim McCray I believe and --</p> <p>15 MR. BARRY: And she just (inaudible) --</p> <p>16 MR. BROWN: -- Jacqueline --</p> <p>17 MR. BARRY: -- a moment (inaudible) second.</p> <p>18 MR. BROWN: It was Kim McCray and her</p> <p>19 assistant.</p> <p>20 MR. BARRY: And where did they take you?</p> <p>21 MR. BROWN: They didn't take me anywhere.</p> <p>22 They left me sitting out there in the lobby.</p>	145

Capital Reporting Company  
D.C. Council- Brown Testimony 06-06-2011

146	<p>1 MS. CHEH: So did you meet with him and he</p> <p>2 directed you to do certain things?</p> <p>3 MR. BROWN: No. I initiated it, like I said</p> <p>4 earlier in my testimony that initially Linda Elam was</p> <p>5 the interim director, so I was reporting to her, and</p> <p>6 after I did research I realized that I was not in the</p> <p>7 right place and also realized that Talib Karim he had</p> <p>8 told me one time that I was supposed to stay under the</p> <p>9 radar or something like that and just chill out and be</p> <p>10 cool and that -- he never introduced me to the</p> <p>11 director. Or even the director when he met me, he said</p> <p>12 he didn't even know I was there. The Chief Operating</p> <p>13 Officer, Brenda Emanuel, didn't know that I was there</p> <p>14 as well.</p> <p>15 I think it was 11 days or more had passed</p> <p>16 until I made the initiation to go up and say something</p> <p>17 to him. When they had a meet and greet for the new</p> <p>18 director and Vincent Gray was there, they didn't</p> <p>19 mention the fact that I was one of the appointees as</p> <p>20 well. They only mentioned Brenda Emanuel and Director</p> <p>21 Turnage, and Talib talked about himself, but he never</p> <p>22 told anybody that I was there.</p>	148	<p>1 MR. BROWN: The chain of events that came</p> <p>2 about where I believe was Alan Suderman from the City</p> <p>3 Paper -- well, let me back up. The Washington Post</p> <p>4 wrote an article the Sunday before I got fired. I</p> <p>5 don't know the exact date. In that article, they</p> <p>6 mentioned the amounts of some of the employees that</p> <p>7 were I think over \$100,000 that were working for Gray</p> <p>8 or something to that effect. I think subsequent to</p> <p>9 that Alan Suderman wrote an article -- and I actually</p> <p>10 have the email here as a matter of fact. I'll tell you</p> <p>11 exactly what he said.</p> <p>12 MS. CHEH: If I could truncate this because</p> <p>13 we are on a clock.</p> <p>14 MR. BROWN: Right.</p> <p>15 MS. CHEH: So you think that your firing was</p> <p>16 directly related to news reports about the amount of</p> <p>17 money --</p> <p>18 MR. BROWN: No.</p> <p>19 MS. CHEH: -- that you were --</p> <p>20 MR. BROWN: That's not what I'm saying.</p> <p>21 Actually, I think it was just an illegally firing</p> <p>22 period because even the letter that they sent me didn't</p>
147	<p>1 MS. CHEH: Now you were there from January</p> <p>2 31, and your position ended on February 24, less than a</p> <p>3 month I guess.</p> <p>4 MR. BROWN: Right.</p> <p>5 MS. CHEH: We had testimony from Talib Karim</p> <p>6 who testified as to some of the reasons why you were</p> <p>7 fired, terminated. Why do you think you were fired?</p> <p>8 MR. BROWN: Well, I can tell you definitively</p> <p>9 I heard Mr. Karim's testimony, and he perjured himself.</p> <p>10 He totally lied under oath. I have emails Talib Karim</p> <p>11 myself that says that I was doing a good job. I have</p> <p>12 emails from Director Turnage that said I was doing a</p> <p>13 good job. I got plenty of thanks yous and kudos for</p> <p>14 the work that I was doing from Brenda Emanuel. I wrote</p> <p>15 the statement of work for the United Medical Center</p> <p>16 myself. I had direct say-so over the KAFA (ph) audit</p> <p>17 that was previously done and the single audit with</p> <p>18 Jeanne Younger. I was introduced by Director Turnage</p> <p>19 and I still have of the business cards from --</p> <p>20 MS. CHEH: So why do you think --</p> <p>21 MR. BROWN: -- from the --</p> <p>22 MS. CHEH: -- they fired you?</p>	149	<p>1 specify why they fired me. The Mayor never -- the</p> <p>2 Mayor said one day that I was qualified and I had a</p> <p>3 good rand this type of stuff; and then the next day,</p> <p>4 they was firing me. So I don't know. I have emails</p> <p>5 from them stating that I was doing a good job. They</p> <p>6 never complained about the work that I was doing. So I</p> <p>7 don't know.</p> <p>8 MS. CHEH: If I can ask you, there was</p> <p>9 testimony, for example, by Mr. Karim that said there</p> <p>10 had been several reports of sexual harassment of female</p> <p>11 employees by you. Is there any truth to that?</p> <p>12 MR. BROWN: There is no truth to that, and</p> <p>13 you should ask him for some documentation to support</p> <p>14 anything. I can show you emails from him. I still</p> <p>15 have them here --</p> <p>16 MS. CHEH: Okay.</p> <p>17 MR. BROWN: -- that supports --</p> <p>18 MS. CHEH: Well, we'll take whatever you</p> <p>19 have.</p> <p>20 MR. BROWN: -- what's I'm saying.</p> <p>21 MS. CHEH: Fine. We will take all of it.</p> <p>22 MR. BROWN: Right.</p>

Capital Reporting Company  
D.C. Council- Brown Testimony 06-06-2011

150	<p>1 MS. CHEH: He also testified that you had</p> <p>2 offered some sort of a romantic gift to an intern?</p> <p>3 MR. BROWN: That is not correct. The only</p> <p>4 thing that I've given out, period, while I was there</p> <p>5 was on Valentine's Day it was little small pieces of</p> <p>6 chocolate that I gave to everyone that I would keep in</p> <p>7 my office and --</p> <p>8 MS. CHEH: I didn't get any.</p> <p>9 MR. BROWN: -- it was actually -- now I'm</p> <p>10 just tell you. When people came to my office and said,</p> <p>11 "Hi, I'm XYZ," I would offer them some chocolate.</p> <p>12 That's the only thing that I gave out. And if that's a</p> <p>13 romantic gift, then you know what...</p> <p>14 MS. CHEH: He also said it was his conclusion</p> <p>15 that you were fired due to erratic behavior, that you</p> <p>16 would invade meetings you did not belong in, and the</p> <p>17 termination was due to poor performance and bad</p> <p>18 conduct.</p> <p>19 MR. BROWN: Well, I can tell you that I'm</p> <p>20 going to supply with physical evidence that can show</p> <p>21 that he perjured himself because the meetings that I</p> <p>22 was in I was tasked by the director -- number one, I</p>	152	<p>1 was acting out already in his new work place. You</p> <p>2 began on January 31, and this was February 2. Do you</p> <p>3 have any notion about what they were talking about?</p> <p>4 MR. BROWN: As I stated for the record, I</p> <p>5 don't even think I even had an office when that email</p> <p>6 was sent, so I don't know what she's talking about</p> <p>7 acting out. I didn't even know anybody. Nobody knew</p> <p>8 me. Elam was upset that -- she said I was just placed</p> <p>9 there. I don't know what they're basing that on, but</p> <p>10 from watching the testimony, I have seen the unusual</p> <p>11 behavior between Lorraine Green and Judy Banks like</p> <p>12 pulling my background without my permission, pulling</p> <p>13 the Mayor's girlfriend's background, and basically</p> <p>14 jamming her from doing business with the District and</p> <p>15 outside employees --</p> <p>16 MS. CHEH: I just want to note --</p> <p>17 MR. BROWN: -- I mean (inaudible) --</p> <p>18 MS. CHEH: -- that she sends this note, Judy</p> <p>19 Banks, to Hall and Green saying that you're a "problem</p> <p>20 child" acting out already in his new work place on</p> <p>21 February 2 long before there were any press reports.</p> <p>22 They came later? Am I correct about that?</p>
151	<p>1 didn't report to Talib Karim, so he had no way of</p> <p>2 knowing what I was supposed to be doing and what I was</p> <p>3 not supposed to be doing or what meetings that I was in</p> <p>4 or anything like that. Our calendars were not</p> <p>5 connected. My calendar was connected with Director</p> <p>6 Turnage and Brenda Emanuel, the Chief Operating</p> <p>7 Officer. He had no way of knowing what I was supposed</p> <p>8 to be doing from moment to moment. That's number one.</p> <p>9 Number two, the meetings that I was in that</p> <p>10 he was in as well many times the director introduced me</p> <p>11 as his assistant. I sat right next to him, and I took</p> <p>12 the minutes for the meetings, and I still have the</p> <p>13 emails to prove that I took the minutes for the</p> <p>14 meetings, what happens in the meetings, and I got a</p> <p>15 return message from the Director Turnage stating that</p> <p>16 "Good job."</p> <p>17 MS. CHEH: So the director was introducing</p> <p>18 you as his assistant?</p> <p>19 MR. BROWN: Yes, he did.</p> <p>20 MS. CHEH: Okay. So we have emails, February</p> <p>21 2, Judy Banks email Gerri Mason Hall and Lorraine Green</p> <p>22 telling her that Brown, you, was a "problem child" who</p>	153	<p>1 MR. BROWN: Well, I'm stating that I don't</p> <p>2 know -- I don't have any control over what she sent or</p> <p>3 what she didn't send. I'm just telling you --</p> <p>4 MS. CHEH: No, no, I'm just trying to get the</p> <p>5 dates right. That date --</p> <p>6 MR. BROWN: That was news to my ears. I --</p> <p>7 MS. CHEH: -- is (inaudible) --</p> <p>8 MR. BROWN: -- heard it --</p> <p>9 MS. CHEH: Okay.</p> <p>10 MR. BROWN: -- and read it just like you read</p> <p>11 it.</p> <p>12 MS. CHEH: Okay. So the --</p> <p>13 MR. BROWN: I had no knowledge of her emails,</p> <p>14 who --</p> <p>15 MS. CHEH: Right, and email --</p> <p>16 MR. BROWN: -- she sent them to --</p> <p>17 MS. CHEH: Right.</p> <p>18 MR. BROWN: -- or what she was saying.</p> <p>19 MS. CHEH: Right. And then in terms of your</p> <p>20 position, and you had said you wanted something in the</p> <p>21 range of \$100,000 to \$150,000. You said that Ms. Hall</p> <p>22 set the salary at \$110,000. I want to ask you -- and</p>

Capital Reporting Company  
D.C. Council- Brown Testimony 06-06-2011

154	<p>1 the director introduced you as a special assistant, and</p> <p>2 I read you some of the things that the special</p> <p>3 assistant does, which is a fairly high-level position</p> <p>4 to be sure, the last highest salary that you made that</p> <p>5 we have from your rand materials and so on was \$80,000,</p> <p>6 is that correct?</p> <p>7 MR. BROWN: The base salary was \$80,000, and</p> <p>8 I also got bonuses. With bonuses, technically, I was</p> <p>9 making over \$100,000, but I didn't put the bonuses on</p> <p>10 there. I just put the base salary just in case they</p> <p>11 was asking me for a check stub. I was just going to</p> <p>12 show them the check stub.</p> <p>13 MS. CHEH: Okay. But that's what we have in</p> <p>14 the record, and then --</p> <p>15 MR. BROWN: And now you have some other stuff</p> <p>16 in the record --</p> <p>17 MS. CHEH: Right. Right.</p> <p>18 MR. BROWN: -- which is what I just...</p> <p>19 MS. CHEH: And so in terms of that salary</p> <p>20 that you got, \$110,000, that was the amount that you</p> <p>21 felt was reasonable in light of the request that you</p> <p>22 made I assume. But you said when you were speaking to</p>	156	<p>1 I set it from the beginning.</p> <p>2 On the 15th when I had the telephone</p> <p>3 conversation that lasted -- I think they said in the</p> <p>4 media was like 15 minutes or whatever -- I reiterated</p> <p>5 that to him, and we had the same discussion, so we were</p> <p>6 on the same page because I'm very clear when I make an</p> <p>7 agreement with some what the agreement is</p> <p>8 MS. CHEH: So you had a telephone</p> <p>9 conversation with the Mayor at which you discussed your</p> <p>10 salary, and there was an agreement with the Mayor that</p> <p>11 you would get a job at that salary?</p> <p>12 MR. BROWN: That is correct.</p> <p>13 MS. CHEH: Okay. Now your job as special</p> <p>14 assistant, and you were introduced that way, and you</p> <p>15 said that you did some important work while you were</p> <p>16 there despite the first 11 days being sort of</p> <p>17 squandered. In terms of what we see in the materials</p> <p>18 about your background --</p> <p>19 MR. BROWN: The 11 day, I don't want to say</p> <p>20 the 11 days were squandered. I didn't put a</p> <p>21 quantitative of 11 days. I say I didn't meet with the</p> <p>22 director until about 11 days later. I'm just</p>
155	<p>1 Mr. Barry that you had an agreement with the Mayor of a</p> <p>2 job in the range of \$100,000 to \$150,000. Did you have</p> <p>3 a specific agreement with the Mayor of a job for a</p> <p>4 salary in that range?</p> <p>5 MR. BROWN: Yes, I did.</p> <p>6 MS. CHEH: And can you tell me when you had -</p> <p>7 - when that agreement was made with the Mayor in terms</p> <p>8 of a particular salary?</p> <p>9 MR. BROWN: Was it a -- I'm sorry. Rephrase</p> <p>10 the question.</p> <p>11 MS. CHEH: Well, you said you had an</p> <p>12 agreement with the Mayor for a salary at between</p> <p>13 \$100,000 and \$150,000. You said, yes. I want to know</p> <p>14 when you entered that agreement with the Mayor?</p> <p>15 MR. BROWN: I spoke with Lorraine Green. She</p> <p>16 said she was speaking for the Mayor, talking to her was</p> <p>17 like talking to the Mayor when I first met her on June</p> <p>18 24 in Union Station. I told her at that meeting what</p> <p>19 the salary range I wanted. I knew if I set the salary</p> <p>20 range there, number one, I wouldn't be going backwards</p> <p>21 because I was already making \$100,000 a year, and I</p> <p>22 didn't want to go back -- or \$80,000 plus bonuses, and</p>	157	<p>1 approximating that, but I was there, but --</p> <p>2 MS. CHEH: When did you actually start --</p> <p>3 MR. BROWN: But I was --</p> <p>4 MS. CHEH: -- working, and (inaudible) no</p> <p>5 computer --</p> <p>6 MR. BROWN: -- but I was talking -- like I</p> <p>7 said, Linda Elam was there as the interim director</p> <p>8 before Director Turnage showed up. She didn't give me</p> <p>9 any work to do. She gave me -- she explained that the</p> <p>10 Health Care Finance with the Medicaid program was</p> <p>11 pretty extensive, which it is. Anyone who deals in it</p> <p>12 knows pretty -- how complicated. Since I've done</p> <p>13 forensic audits on it, I know it was complicated, so</p> <p>14 she gave me -- she wanted to get me up to speed with</p> <p>15 the D.C. program as it related to Medicaid because the</p> <p>16 Medicaid program overall, across the country is pretty</p> <p>17 much --</p> <p>18 MS. CHEH: I know. I'm --</p> <p>19 MR. BROWN: -- the same.</p> <p>20 MS. CHEH: -- already over my time, but --</p> <p>21 MR. BROWN: Right.</p> <p>22 MS. CHEH: -- but I'm trying to find out when</p>

# Capital Reporting Company

## D.C. Council- Brown Testimony 06-06-2011

158	<p>1 you started to do some serious work. Could you tell me</p> <p>2 that? You were there for three weeks. There was an</p> <p>3 initial period where there was at least ambiguity and</p> <p>4 uncertainty about what you were supposed to do. When</p> <p>5 did you actually start doing real work?</p> <p>6 MR. BROWN: Hang on.</p> <p>7 (Pause)</p> <p>8 MR. BROWN: Your definition of real work is</p> <p>9 kind of baffling to me, but let me just say this to</p> <p>10 you. I did --</p> <p>11 MS. CHEH: Well, like did stuff --</p> <p>12 MR. BROWN: It wasn't my position as an</p> <p>13 employee, number one, to make up my own work --</p> <p>14 MS. CHEH: No, I'm not asking you --</p> <p>15 MR. BROWN: -- I was there to work for</p> <p>16 somebody and --</p> <p>17 MS. CHEH: I'm not asking you to be --</p> <p>18 MR. BROWN: -- and the thing is --</p> <p>19 MS. CHEH: -- defensive about it. I'm just</p> <p>20 asking you --</p> <p>21 MR. BROWN: No, I'm not being defensive --</p> <p>22 MS. CHEH: -- when did you get --</p>	160	<p>1 MR. CATANIA: You never communicated -- it's</p> <p>2 your testimony that you never communicated to Gerri</p> <p>3 Mason Hall the alleged arrangement you had between</p> <p>4 yourself, Mayor Gray, and Lorraine Green for you to be</p> <p>5 offered a job?</p> <p>6 MR. BROWN: That is correct. Because I can</p> <p>7 tell by the way she called me between December 25 and</p> <p>8 January, and she said she was calling on behalf of the</p> <p>9 Mayor that she already knew, and even from her own</p> <p>10 testimony she said she had notes, so I'm pretty --</p> <p>11 MR. CATANIA: Did she (inaudible)?</p> <p>12 MR. BROWN: -- sure she knew. I mean I had</p> <p>13 the feeling by -- that she already knew who I was.</p> <p>14 MR. CATANIA: But you never -- we're talking</p> <p>15 about your testimony. You never specifically</p> <p>16 communicated to her --</p> <p>17 MR. BROWN: No, no, no --</p> <p>18 MR. CATANIA: -- that you --</p> <p>19 MR. BROWN: -- I didn't at all. I didn't</p> <p>20 think that was -- I didn't think that was --</p> <p>21 MR. CATANIA: You assumed that the Mayor or</p> <p>22 someone else had informed her of that?</p>
159	<p>1 MR. BROWN: -- I'm being realistic.</p> <p>2 MS. CHEH: When did you actually start doing</p> <p>3 work of a serious nature, not just --</p> <p>4 MR. BROWN: I guess --</p> <p>5 MS. CHEH: -- (inaudible) computer --</p> <p>6 MR. BROWN: -- I guess the first thing that I</p> <p>7 thought that was a challenge to me was the statement of</p> <p>8 work for the United Medical Center --</p> <p>9 MS. CHEH: Okay.</p> <p>10 MR. BROWN: -- doing the research for that</p> <p>11 and writing that takes a special skill, and it wasn't</p> <p>12 easy to do.</p> <p>13 MS. CHEH: Okay. When was that?</p> <p>14 MR. BROWN: I was trying to locate the date.</p> <p>15 It's in my emails, and you can look at my emails.</p> <p>16 MS. CHEH: Okay. I'm sorry, Mr. Catania.</p> <p>17 MR. CATANIA: Thank you, Ms. Cheh. Mr.</p> <p>18 Brown, it's your testimony that you never communicated</p> <p>19 with Gerri Mason Hall the nature of your agreement with</p> <p>20 Lorraine Green and allegedly the Mayor with respect to</p> <p>21 your employment?</p> <p>22 MR. BROWN: Pardon me?</p>	161	<p>1 MR. BROWN: If you want to say assumptions,</p> <p>2 yes.</p> <p>3 MR. CATANIA: Okay. Just out of curiosity,</p> <p>4 she testified that she knew that the job at the</p> <p>5 Inspector General did not exist. If you saw her</p> <p>6 testimony -- because she had had a conversation with</p> <p>7 the Inspector General prior to your interview when she</p> <p>8 called to ask him if he would interview you. He told</p> <p>9 her prior to your interview that there was no job. Were</p> <p>10 you aware of that or no?</p> <p>11 MR. BROWN: No. She gave me all indications</p> <p>12 that she was sending me there specifically for a job</p> <p>13 that had been identified and that I was there to</p> <p>14 interview with the Inspector General.</p> <p>15 MR. CATANIA: When did she tell you --</p> <p>16 MR. BROWN: I think there's some emails to</p> <p>17 that effect as well.</p> <p>18 MR. CATANIA: When did she inform you, Mr.</p> <p>19 Brown, that you would have a job -- and I'll let you</p> <p>20 use your words, but you essentially testified to</p> <p>21 questions by Chairman Cheh that you were under the</p> <p>22 impression come one way or another you were going to be</p>

# Capital Reporting Company

## D.C. Council- Brown Testimony 06-06-2011

162	<p>1 employed by January 31. When did she communicate that</p> <p>2 to you approximately?</p> <p>3 MR. BROWN: I think it was maybe -- I don't</p> <p>4 know. Seven days, maybe five or seven days whatever.</p> <p>5 MR. CATANIA: Before you took the job?</p> <p>6 MR. BROWN: Before I took the job.</p> <p>7 MR. CATANIA: And it's impossible I'm sure</p> <p>8 for you to --</p> <p>9 MR. BROWN: And that's guessing, but I</p> <p>10 believe it's was something like that. It was very --</p> <p>11 and the reason I remember it so clearly is because she</p> <p>12 initially told me that I was going to get a call from</p> <p>13 somebody from Health Care Finance. Then I pressed her</p> <p>14 on who was going to be calling me.</p> <p>15 MR. CATANIA: Just to be clear, this is after</p> <p>16 you learned there was no job at the Inspector</p> <p>17 General's. She told you --</p> <p>18 MR. BROWN: Right. Right. This is after.</p> <p>19 And she called me, and she told me that. And then I</p> <p>20 said, "Well, well who?" And then she told me Talib</p> <p>21 Karim, and that's when my memories of him came back,</p> <p>22 and I wasn't too happy about that. She told me --</p>	164
163	<p>1 MR. CATANIA: And were you insistent when you</p> <p>2 learned that there was no job, if you can recall, when</p> <p>3 you learned that there was no job --</p> <p>4 MR. BROWN: Why don't you let me finish</p> <p>5 answering.</p> <p>6 MR. CATANIA: -- with the Inspector General -</p> <p>7 - Mr. Brown, if you'd let me ask the question, and then</p> <p>8 I'll give you a chance.</p> <p>9 MR. BROWN: Before you ask one question, let</p> <p>10 me --</p> <p>11 MR. CATANIA: Mr. Brown --</p> <p>12 MR. BROWN: -- answer it.</p> <p>13 MR. CATANIA: -- we're moving on.</p> <p>14 MR. BROWN: Okay.</p> <p>15 MR. CATANIA: So at the point in time you</p> <p>16 learned there was not Inspector General's job, did you</p> <p>17 leave that particular interview once you learned there</p> <p>18 was no job there, did you essentially leave that</p> <p>19 interview and contact and call her back and inform her</p> <p>20 of that? And what was your state of mind when you were</p> <p>21 making that conversation or having the conversation</p> <p>22 with her? Were you --</p>	165

# Capital Reporting Company

## D.C. Council- Brown Testimony 06-06-2011

166	<p>1 words not yours. Were you communicating that sense of</p> <p>2 urgency to her basically saying, "I need to have this</p> <p>3 happen immediately"? Did you ever communicate anything</p> <p>4 like that?</p> <p>5 MR. BROWN: No. She communicated that to me.</p> <p>6 Gerri Mason Hall was very professional.</p> <p>7 MR. CATANIA: All right.</p> <p>8 MR. BROWN: I trusted her, and she seemed</p> <p>9 very nice, and everything she said, I thought I knew</p> <p>10 she would do it. So she told me that by the next pay</p> <p>11 period "You gonna be there." And I said, "Well, when</p> <p>12 is that?" She said, "January 31st." And she told me</p> <p>13 that "Even if I have to kill myself, you're going to be</p> <p>14 there." And I said look, "I don't want you to have to</p> <p>15 kill yourself." And we make a joke about it.</p> <p>16 MR. CATANIA: Mr. Brown, so you by your own</p> <p>17 admission received cash and money orders, some made out</p> <p>18 to your campaign, some blank, and obviously cash</p> <p>19 doesn't need to be made out to anything. How much of</p> <p>20 that money did you keep for your personal use</p> <p>21 approximately, a percentage? Half --</p> <p>22 MR. BROWN: I don't know. I --</p>	168
167	<p>1 MR. CATANIA: -- three-quarters?</p> <p>2 MR. BROWN: -- testified to that earlier.</p> <p>3 MR. CATANIA: Any of it?</p> <p>4 MR. BROWN: I testified to that earlier.</p> <p>5 MR. CATANIA: Well, Mr. Brown, I'm asking</p> <p>6 because --</p> <p>7 MR. BROWN: It's already on the record. Next</p> <p>8 question.</p> <p>9 MR. CATANIA: So the answer to that question</p> <p>10 is yes, you used some of that money for your personal</p> <p>11 expenses?</p> <p>12 MR. BROWN: No, that's your answer.</p> <p>13 MR. CATANIA: Did you use any of the money</p> <p>14 for your personal expenses?</p> <p>15 MR. BROWN: Yes.</p> <p>16 MR. CATANIA: Did you report that as income,</p> <p>17 Mr. Brown?</p> <p>18 MR. BROWN: Yes, I reported it as income on</p> <p>19 my tax return.</p> <p>20 MR. CATANIA: And how much did you report on</p> <p>21 your income tax from this --</p> <p>22 MR. BROWN: I don't know. I'll have to go</p>	169
	<p>1 look at it. My tax preparer did it for me.</p> <p>2 MR. CATANIA: All right. Madam Chair, before</p> <p>3 his committee adjourns, I'd like to have a copy of Mr.</p> <p>4 Brown's tax returns to indicate exactly how much cash</p> <p>5 did come from the Gray campaign that he is reporting</p> <p>6 and paying taxes on. That would be something very</p> <p>7 useful for this committee to know. It gives us a sense</p> <p>8 of the scope.</p> <p>9 MR. BROWN: I'll make sure you get it. H&amp;R</p> <p>10 Block.</p> <p>11 MR. CATANIA: Well, thank you. I'm sure they</p> <p>12 appreciate the advertisement as well. Mr. Brown,</p> <p>13 you're coming forward because you were removed from the</p> <p>14 position, and you have since turned on your benefactor,</p> <p>15 the alleged benefactor, Mayor Gray, and Lorraine Green.</p> <p>16 Had you not been fired would any of this ever come to</p> <p>17 light?</p> <p>18 MR. BROWN: I don't appreciate your analogy</p> <p>19 of saying I turned on anyone. I haven't turned on</p> <p>20 anyone. I was very professional, very loyal for a long</p> <p>21 time --</p> <p>22 MR. CATANIA: For money --</p>	



# Capital Reporting Company

## D.C. Council- Brown Testimony 06-06-2011

170	<p>1 FEMALE AUDIENCE MEMBER: (inaudible).</p> <p>2 MS. CHEH: Ma'am --</p> <p>3 MR. CATANIA: So, Mr. Brown, I'm asking you,</p> <p>4 and I want to be very clear, you were fine with</p> <p>5 arrangement until you lost your job, correct?</p> <p>6 (Pause)</p> <p>7 MR. CATANIA: You were fine with the</p> <p>8 arrangement until you lost your job?</p> <p>9 MR. BROWN: I'm going to say this before I</p> <p>10 answer the question. One more disrespectful comment</p> <p>11 from you, you can take it back to the judge. You won't</p> <p>12 get any more cooperation from me. This is not for you</p> <p>13 to --</p> <p>14 MR. CATANIA: Mr. Brown --</p> <p>15 MR. BROWN: -- score you B.S. --</p> <p>16 MR. CATANIA: -- Mr. Brown --</p> <p>17 MR. BROWN: -- political points --</p> <p>18 MR. CATANIA: -- we will --</p> <p>19 MR. BROWN: -- this is a serious --</p> <p>20 MR. CATANIA: -- we will definitely --</p> <p>21 MR. BROWN: -- matter --</p> <p>22 MR. CATANIA: -- (inaudible) the judge --</p>	172	<p>1 MS. CHEH: I can hear.</p> <p>2 MR. BROWN: Thank you.</p> <p>3 MS. CHEH: And I hear what's going on. I</p> <p>4 banged the gavel. I don't want personal comments back</p> <p>5 and forth like that, but he's asking you a question</p> <p>6 now. And you put the question again. Mr. Brown,</p> <p>7 please answer the question.</p> <p>8 MR. CATANIA: Thank you, Madam Cheh. Mr.</p> <p>9 Brown, you were fine with the arrangement until such</p> <p>10 time as you lost this job, correct?</p> <p>11 (Pause)</p> <p>12 MR. BROWN: It appears that way.</p> <p>13 MR. CATANIA: Well, I'm asking you your</p> <p>14 opinion.</p> <p>15 MR. BROWN: And I'm giving you an opinionated</p> <p>16 answer.</p> <p>17 MR. CATANIA: So you were happy with the</p> <p>18 arrangement until you lost the job? You were happy</p> <p>19 with accepting funds which you have to have known on</p> <p>20 some level were not authentic funds. You were happy</p> <p>21 accepting cash to undermine another candidate. You</p> <p>22 were happy with the entire arrangement, and you only</p>
171	<p>1 MR. BROWN: Now if you have --</p> <p>2 MR. CATANIA: -- because (inaudible) --</p> <p>3 MR. BROWN: -- a problem --</p> <p>4 MR. CATANIA: -- you're turned -- Mr. Brown,</p> <p>5 you're not answering --</p> <p>6 MR. BROWN: -- with being respectful --</p> <p>7 MR. CATANIA: -- the questions ---</p> <p>8 MR. BROWN: -- then you won't --</p> <p>9 MR. CATANIA: -- I'm asking --</p> <p>10 MR. BROWN: -- get a comment from me anymore,</p> <p>11 are --</p> <p>12 MR. CATANIA: -- Mr. Brown, you --</p> <p>13 MR. BROWN: -- we clear?</p> <p>14 MS. CHEH: Mr. Brown, you are not --</p> <p>15 MR. CATANIA: Mr. Brown, are not answering --</p> <p>16 MS. CHEH: -- you are not running this</p> <p>17 hearing. I am running this hearing.</p> <p>18 MR. BROWN: I have the right to be treated</p> <p>19 with respect --</p> <p>20 MS. CHEH: You have --</p> <p>21 MR. BROWN: -- so why don't you act like you</p> <p>22 can hear --</p>	173	<p>1 became unhappy when a job that was pulled out of thin</p> <p>2 air was given and through your own action you lost it,</p> <p>3 and so then you became disillusioned --</p> <p>4 MR. BROWN: No, not quite --</p> <p>5 MR. CATANIA: -- with the Mayor --</p> <p>6 MR. BROWN: -- not quite. That's your</p> <p>7 interpretation, and that's your delusional take on the</p> <p>8 whole thing.</p> <p>9 MR. CATANIA: Well, fine.</p> <p>10 (Crosstalk from a Councilmember.)</p> <p>11 MR. BROWN: I didn't email myself. I didn't</p> <p>12 call myself. I didn't give myself a job. Right, Mr.</p> <p>13 Two-job-man? You should know that, right?</p> <p>14 MR. CATANIA: Well, Mr. Brown, what you did</p> <p>15 or didn't do and whether you deserved it or not is</p> <p>16 really for everyone else to draw their own conclusions,</p> <p>17 but what you have done --</p> <p>18 MR. BROWN: But it's not your decision that</p> <p>19 whether I deserve it or not --</p> <p>20 MR. CATANIA: -- you, you --</p> <p>21 MR. BROWN: -- I didn't work for you.</p> <p>22 MR. CATANIA: -- by your own allegations,</p>

# Capital Reporting Company

## D.C. Council- Brown Testimony 06-06-2011

174	<p>1 you've conspired, assuming what you say it true, you</p> <p>2 conspired with representatives from the Gray campaign</p> <p>3 and you allege the Mayor himself; you conspired to</p> <p>4 launder money to you campaign --</p> <p>5 MR. BROWN: No, I didn't --</p> <p>6 MR. CATANIA: -- personal (inaudible) --</p> <p>7 MR. BROWN: -- conspire to anything to</p> <p>8 anyone. I didn't --</p> <p>9 MR. CATANIA: -- for the purpose --</p> <p>10 MR. BROWN: -- launder any money --</p> <p>11 MR. CATANIA: -- for the purpose of</p> <p>12 (inaudible) --</p> <p>13 MR. BROWN: -- and are you testifying? Or --</p> <p>14 MR. CATANIA: -- (inaudible) a job --</p> <p>15 MR. BROWN: -- are you asking me a question?</p> <p>16 MR. CATANIA: No, I'm not --</p> <p>17 MR. BROWN: Is there a question there</p> <p>18 somewhere?</p> <p>19 MR. CATANIA: -- I'm asking (inaudible) --</p> <p>20 MR. BROWN: Is there a question?</p> <p>21 MS. CHEH: Mr. Catania has the right to make</p> <p>22 a statement. Carry on, Mr. Catania.</p>	176
175	<p>1 MR. BROWN: Well, you can just have the</p> <p>2 hearing, and I can go home.</p> <p>3 MR. CATANIA: Well, this is my last</p> <p>4 statement, Mr. Brown, so you're free to do whatever you</p> <p>5 like.</p> <p>6 MR. BROWN: You got to be kidding me, man.</p> <p>7 MR. CATANIA: You're portraying yourself as a</p> <p>8 victim and some kind of hero --</p> <p>9 MR. BROWN: No, I'm not betraying anything --</p> <p>10 MR. CATANIA: -- (inaudible) you were --</p> <p>11 MR. BROWN: -- I brought source documents and</p> <p>12 evidence that I --</p> <p>13 MR. CATANIA: -- (inaudible) --</p> <p>14 MR. BROWN: -- supplied to Federal</p> <p>15 investigators --</p> <p>16 MR. CATANIA: Right, which all (inaudible) --</p> <p>17 MR. BROWN: -- who are much higher up on the</p> <p>18 job trail than you are.</p> <p>19 MS. CHEH: Mr. Brown.</p> <p>20 MR. CATANIA: All of which would've stayed --</p> <p>21 MS. CHEH: Carry on, Mr. Catania.</p> <p>22 MR. CATANIA: Thank you, Madam Chair -- all</p>	177

# Capital Reporting Company

## D.C. Council- Brown Testimony 06-06-2011

178	<p>1 entitlement had been (inaudible) --</p> <p>2 MR. BROWN: Is one of your two jobs a fairy</p> <p>3 tale writer?</p> <p>4 MR. CATANIA: No --</p> <p>5 MR. BROWN: See, because I don't know what</p> <p>6 you're basing this on.</p> <p>7 MR. CATANIA: So you turn on the (inaudible)</p> <p>8 --</p> <p>9 MR. BROWN: Do you have --</p> <p>10 MR. CATANIA: -- (inaudible) --</p> <p>11 MR. BROWN: -- something to support --</p> <p>12 MR. CATANIA: -- (inaudible) --</p> <p>13 MR. BROWN: -- what you're saying?</p> <p>14 MR. CATANIA: So, Mr. Brown, I --</p> <p>15 MR. BROWN: No.</p> <p>16 MR. CATANIA: -- see exactly why --</p> <p>17 MR. BROWN: Absolutely not.</p> <p>18 MR. CATANIA: -- you were fired from the</p> <p>19 Department Health Care Finance --</p> <p>20 MR. BROWN: You made comment --</p> <p>21 MS. CHEH: Mr. Brown --</p> <p>22 MR. CATANIA: -- you (inaudible) --</p>	180
179	<p>1 MS. CHEH: -- Mr. Catania may make a</p> <p>2 statement about his impression of what has transpired</p> <p>3 which is definitely (inaudible) --</p> <p>4 MR. BROWN: Now you know why I didn't want to</p> <p>5 testify before you because of this witch hunt.</p> <p>6 MR. CATANIA: I see why --</p> <p>7 MR. BROWN: Are you clear?</p> <p>8 MR. CATANIA: -- you were fired from</p> <p>9 Department of Health Care Finance --</p> <p>10 MR. BROWN: A witch hunt --</p> <p>11 MR. CATANIA: -- what (inaudible) --</p> <p>12 MR. BROWN: -- that's what I'm talking about.</p> <p>13 That's --</p> <p>14 MR. CATANIA: -- (inaudible) --</p> <p>15 MS. CHEH: Mr. Brown --</p> <p>16 MR. BROWN: -- a clear example --</p> <p>17 MS. CHEH: Mr. Brown --</p> <p>18 MR. BROWN: -- of why I did not --</p> <p>19 MR. CATANIA: -- of why he --</p> <p>20 MR. BROWN: -- want to come here.</p> <p>21 MS. CHEH: I don't know --</p> <p>22 MR. CATANIA: -- he was fired in the first</p>	181

# Capital Reporting Company

## D.C. Council- Brown Testimony 06-06-2011

182	<p>1 MR. BROWN: -- you asked me one question on</p> <p>2 or off the record, so you had your mind made up before</p> <p>3 I sat done. Why don't you tell the truth?</p> <p>4 MS. CHEH: Mr. --</p> <p>5 MR. BROWN: Because people in D.C. are not</p> <p>6 stupid.</p> <p>7 MS. CHEH: Mr. Barry.</p> <p>8 MR. BARRY: Thank you very much, Madam Chair.</p> <p>9 I don't have a lot of more questions, but one thing I</p> <p>10 want to clear up. Mr. Brown, you've indicated that</p> <p>11 after the Ward 4 debate, where I was there along with a</p> <p>12 whole bunch other Gray supporters, you were there at</p> <p>13 the debate and that Mr. Gray made the decision to go to</p> <p>14 Eatonville after the debate was over, is that correct?</p> <p>15 MR. BROWN: That is correct.</p> <p>16 MR. BARRY: And you indicated in your</p> <p>17 testimony that you went and you attempted to talk to</p> <p>18 Mr. Gray; he said wait a minute, but you all set and</p> <p>19 talked, and Howard Brooks showed up, sat and talked.</p> <p>20 Then you testified that I was there. I</p> <p>21 believe Yvette Alexander was there, and you (inaudible)</p> <p>22 went outside. I just want to make it clear. I was not</p>	184	<p>1 MR. BROWN: Pardon me?</p> <p>2 MR. BARRY: Where you would go? Ms. Hall has</p> <p>3 testified --</p> <p>4 MR. BROWN: No --</p> <p>5 MR. BARRY: -- she --</p> <p>6 MR. BROWN: -- and Ms. Hall on that point was</p> <p>7 correct.</p> <p>8 MR. BARRY: I just want to make it clear.</p> <p>9 Now in terms of your going over physically to Health</p> <p>10 Care Finance, is it your testimony that the first two</p> <p>11 or three days you -- let me ask you this. At what</p> <p>12 point did you enter in office over there?</p> <p>13 MR. BROWN: At what point, I'm sorry, the</p> <p>14 last part?</p> <p>15 MR. BARRY: Did you go into an office? That</p> <p>16 they put you in an office or any kind?</p> <p>17 MR. BROWN: The first day was, like I said,</p> <p>18 nothing. I was in the lobby. They sent me home. The</p> <p>19 next day I came there I think Jacqueline Childs told me</p> <p>20 "You'd just going to have to be patient. It's the</p> <p>21 government. Things move a little slow." Nothing</p> <p>22 happened that day I don't think. The third day --</p>
183	<p>1 a part of that outside meeting was I?</p> <p>2 MR. BROWN: No, you were not. And I want to</p> <p>3 make it clear as well even -- because I have tremendous</p> <p>4 respect for you and also Ms. Alexander -- I clearly</p> <p>5 stated that because, number one, I'm under oath. I had</p> <p>6 to be full disclosure because you're up there asking</p> <p>7 questions, and I know the videotape is going to surface</p> <p>8 with the FBI, and I don't want them to say, "Well, why</p> <p>9 didn't you mention these guys were there?"</p> <p>10 And two, just out of -- the fact that I was</p> <p>11 there, and I believe the Chairman asked me did I have</p> <p>12 anybody who could substantiate the fact that I was</p> <p>13 there. And I'm saying, "Well, the Council people that</p> <p>14 were up there were there at the same place."</p> <p>15 MR. BARRY: I understand.</p> <p>16 MR. BROWN: I never said you saw anything.</p> <p>17 The only person that was there as far as the cash</p> <p>18 transaction that Vincent Gray directed when he said "I</p> <p>19 think Howard has something for you" was the Mayor</p> <p>20 himself and Howard Brooks. And that's specifically.</p> <p>21 MR. BARRY: Back to your employment. You</p> <p>22 didn't make the decision, did you?</p>	185	<p>1 MR. BARRY: You went home?</p> <p>2 MR. BROWN: It was at least I would estimate</p> <p>3 at least about a week. No, I didn't go home. No, no,</p> <p>4 no, no.</p> <p>5 MR. BARRY: You sat in the lobby?</p> <p>6 MR. BROWN: No. I --</p> <p>7 MR. BARRY: Where did you sit?</p> <p>8 MR. BROWN: They told me I can sit anywhere I</p> <p>9 wanted, and what I did is I just walked around trying</p> <p>10 to get a lay of the land, trying to gather as much</p> <p>11 documentation as I could about the organization. I</p> <p>12 talked to different people and asked them like what</p> <p>13 were they doing, what were they position. I tried to</p> <p>14 do some proactive introduction of myself.</p> <p>15 MR. BARRY: But nobody when you first arrived</p> <p>16 or second day, third day took you around to anybody to</p> <p>17 introduce you to anybody? And you took it upon</p> <p>18 yourself?</p> <p>19 MR. BROWN: No. Jacqueline Childs I believe</p> <p>20 she didn't introduce me to everybody, but she was one</p> <p>21 of the nicest people there at the Department of Health</p> <p>22 Care Finance, and she was -- when she would try to get</p>

# Capital Reporting Company

## D.C. Council- Brown Testimony 06-06-2011

186	<p>1 me something like computer or whatever, she would say,</p> <p>2 "Come walk with me" or whatever; and if somebody saw</p> <p>3 her with me, she would just introduce me. It was</p> <p>4 something like that, but it wasn't like I'm going to</p> <p>5 take you and introduce you.</p> <p>6 MR. BARRY: At what point did you get an</p> <p>7 office with computers and everything in it?</p> <p>8 MR. BROWN: Like I said, I believe it was at</p> <p>9 least a week went by, at least.</p> <p>10 MR. BARRY: And then at what point did --</p> <p>11 you'd testified you've met the director 11 days later.</p> <p>12 Who --</p> <p>13 MR. BROWN: But they had a lot of empty</p> <p>14 offices at the Health Care Finance.</p> <p>15 MR. BARRY: I understand that.</p> <p>16 MR. BROWN: Right.</p> <p>17 MR. BARRY: So who gave you your first</p> <p>18 assignment?</p> <p>19 MR. BROWN: My first assignment actually came</p> <p>20 from Director Turnage. Linda Elam never gave me an</p> <p>21 assignment. She gave me literature, and she sent me</p> <p>22 some emails that --</p>	188	<p>1 MR. BARRY: Did you do that work?</p> <p>2 MR. BROWN: -- and the review of the previous</p> <p>3 KAFA audit and the single audit that was supposed to be</p> <p>4 coming up.</p> <p>5 MR. BARRY: Did you --</p> <p>6 MR. BROWN: And also --</p> <p>7 MR. BARRY: Hold up.</p> <p>8 MR. BROWN: -- and also there was supposed to</p> <p>9 be -- we're supposed to be preparing for some type of</p> <p>10 oversight hearing with the Council, and they was trying</p> <p>11 to fill in the blanks on that as well. So I was</p> <p>12 working with Jeannie Younger on that.</p> <p>13 MR. BARRY: In terms of -- who's Jeannie</p> <p>14 Younger? I know who she is, but for the record, who is</p> <p>15 she?</p> <p>16 MR. BROWN: Jeannie Younger is -- she was</p> <p>17 appointed by Adrian Fenty in the Department of Health</p> <p>18 Care Finance, and she was supposed to have turned in</p> <p>19 her resignation, but she didn't, and she falsified the</p> <p>20 records to the Council and said that she was an MS</p> <p>21 employee when really she was an ES employee. I brought</p> <p>22 it to Director Turnage's attention, and he said they</p>
187	<p>1 MR. BARRY: Back to Mr. Turnage --</p> <p>2 MR. BROWN: -- she sent me some emails --</p> <p>3 MR. BARRY: -- what assignment did --</p> <p>4 MR. BROWN: -- about the Health Care Finance</p> <p>5 that --</p> <p>6 MR. BARRY: My time is running. What --</p> <p>7 MR. BROWN: -- that she wanted me to review.</p> <p>8 MR. BARRY: Yes. What was your first</p> <p>9 assignment that Mr. Turnage gave you?</p> <p>10 MR. BROWN: Actually, the assignment on</p> <p>11 behalf of Director Turnage I believe came from the</p> <p>12 Chief Operating Officer, Brenda Emanuel.</p> <p>13 MR. BARRY: What was that assignment?</p> <p>14 MR. BROWN: Well, what she did is she had a</p> <p>15 wall with a lot of -- to-do list, and we were going</p> <p>16 through them, and she wanted me to help her clear her</p> <p>17 to-do list off the wall, and the other one was I had to</p> <p>18 take the minutes for the meetings that we were in, and</p> <p>19 ultimately she assigned me to do the statement of work</p> <p>20 for the United Medical Center and --</p> <p>21 MR. BARRY: Did you do that?</p> <p>22 MR. BROWN: -- and the --</p>	189	<p>1 knew about it; they wanted to keep her for a little</p> <p>2 while. I told Gerri Mason Hall. Actually, I sent her</p> <p>3 an email. I have the email with me, and that they said</p> <p>4 that she knew too much to get rid of her that soon.</p> <p>5 MR. BARRY: Say that again now.</p> <p>6 MR. BROWN: They said she knew too much to</p> <p>7 get rid of her that soon.</p> <p>8 MR. BARRY: Who told you that?</p> <p>9 MR. BROWN: Director Turnage.</p> <p>10 MR. BARRY: Director Turnage. Madam Chair,</p> <p>11 just for the record, I'm very familiar with this</p> <p>12 situation because I lead the effort to do --</p> <p>13 MR. BROWN: And she also said that she was</p> <p>14 sent over there I believe by --</p> <p>15 MR. BARRY: By Mr. Catania.</p> <p>16 MR. BROWN: By Mr. Catania, right.</p> <p>17 MR. BARRY: And I know about that. She was</p> <p>18 the Chief Operating Officer, and she allegedly after I</p> <p>19 raised questions about the director hiring 17 white</p> <p>20 people out of 21 and asked for an investigation on that</p> <p>21 --</p> <p>22 MR. BROWN: Well, I heard that story while --</p>

# Capital Reporting Company

## D.C. Council- Brown Testimony 06-06-2011

190	<p>1 MR. BARRY: Wait, wait --</p> <p>2 MR. BROWN: -- I was there --</p> <p>3 MR. BARRY: -- wait, wait --</p> <p>4 MR. BROWN: -- and I said --</p> <p>5 MR. BARRY: -- wait, wait a second --</p> <p>6 MR. BROWN: -- and you're telling the truth.</p> <p>7 MR. BARRY: -- wait a second. And they</p> <p>8 removed her from that job, and I was told at that time</p> <p>9 that she had been terminated, that she had resigned. So</p> <p>10 now you're saying when you got there she is still</p> <p>11 there.</p> <p>12 MR. BROWN: She was still there, and I have</p> <p>13 the business card that she gave me.</p> <p>14 MR. BARRY: Okay. Now to the --</p> <p>15 MR. BROWN: And I had explained to Director</p> <p>16 Turnage that the Mayor's budget will off by \$100,000 --</p> <p>17 she's making \$135,000 a year, and I said that his</p> <p>18 budget was going to be off by that amount if you guys</p> <p>19 keep her here because it's an excepted service</p> <p>20 position, and it come out of the Mayor's budget.</p> <p>21 MR. BARRY: Now to the real meat here. Mr.</p> <p>22 Brown, you've made some very serious, serious</p>	192	<p>1 MR. BARRY: -- may I --</p> <p>2 MR. BROWN: -- was smart guy too --</p> <p>3 MR. BARRY: -- may I finish --</p> <p>4 MR. BROWN: -- but he was a crook.</p> <p>5</p> <p>6</p> <p>7 MR. BARRY: Mr. Brown, may I finish please?</p> <p>8 I've been respectful of you. You do the same here, all</p> <p>9 right?</p> <p>10 MR. BROWN: Yes, sir.</p> <p>11 MR. BARRY: It's legitimate for me because</p> <p>12 the public is asking this question. Why should this</p> <p>13 Council even with the information that you got. The</p> <p>14 fact that you're telling the truth is not enough for</p> <p>15 me. And motivation, you're indicated your motivation</p> <p>16 was that you were disrespected by the Mayor; you were</p> <p>17 disregarded; you've said he didn't know you; and you</p> <p>18 got lead out of the office or went out the office</p> <p>19 etcetera. So your motivation was, in the words of most</p> <p>20 people, revengeful, that you were upset, rightly so</p> <p>21 probably, that this had happened to you; so, therefore,</p> <p>22 when you acted revengefully in a situation, it's right</p>
191	<p>1 allegations about Mayor Gray, Lorraine Green, and other</p> <p>2 people. Now I have known Vincent Gray professionally</p> <p>3 over 30-some years, socially, politically. He and I</p> <p>4 were elected to the Council the same time along with</p> <p>5 Kwame Brown. I know Mr. Gray as being one of high</p> <p>6 integrity and great character and great responsibility.</p> <p>7 The same is true with Lorraine Green, 31 years of</p> <p>8 public service.</p> <p>9 The meat of this question, the heart of this</p> <p>10 question, why should -- even with your documentation --</p> <p>11 why should this Council believe you?</p> <p>12 MR. BROWN: Well --</p> <p>13 MR. BARRY: Why should we believe that you</p> <p>14 got cash payments?</p> <p>15 MR. BROWN: For one I'm --</p> <p>16 MR. BARRY: Wait, wait --</p> <p>17 MR. BROWN: -- telling the truth. I --</p> <p>18 MR. BARRY: -- wait a minute --</p> <p>19 MR. BROWN: -- documentation to support it --</p> <p>20 MR. BARRY: Mr. Brown --</p> <p>21 MR. BROWN: -- and from your analogy, Eliot</p> <p>22 Spitzer --</p>	193	<p>1 for me and other members to question the credibility of</p> <p>2 you making those statements because you're acting out</p> <p>3 of revenge.</p> <p>4 I asked you earlier, "Why didn't you make</p> <p>5 those before you got a job?" I knew why; because you</p> <p>6 wouldn't have gotten the job if you had made those</p> <p>7 allegations. So my question again to you, give this</p> <p>8 Council and this public some real reason outside the</p> <p>9 truth why you are doing this? You're doing out of</p> <p>10 revenge. I got that part of it, but --</p> <p>11 MR. BROWN: No, that's your -- I didn't say I</p> <p>12 was doing it out of revenge --</p> <p>13 MR. BARRY: Well, I said you --</p> <p>14 MR. BROWN: I never mentioned the word</p> <p>15 revenge at all --</p> <p>16 MR. BARRY: Well --</p> <p>17 MR. BROWN: -- at no time today.</p> <p>18 MR. BARRY: Mr. Brown, you can say what you</p> <p>19 want to say.</p> <p>20 MR. BROWN: Right.</p> <p>21 MR. BARRY: You said to this Council when I</p> <p>22 asked you this question: "Why now?" You said you had</p>

Capital Reporting Company  
D.C. Council- Brown Testimony 06-06-2011

194	<p>1 been disrespected by Mayor Gray and your family had 2 been embarrassed by -- 3 MR. BROWN: Well, the chain of events if I 4 remember correctly -- 5 MR. BARRY: May I finish please? 6 MR. BROWN: Sure. 7 MR. BARRY: All right. And so I have a right 8 to then be suspicious of your credibility since you 9 were doing it because that you felt disrespected 10 (inaudible) -- 11 MR. BROWN: And that's your right to be 12 suspicious -- 13 MR. BARRY: -- (inaudible) -- 14 MR. BROWN: -- I don't -- yes -- 15 MR. BARRY: I'm more than suspicious, so I -- 16 MR. BROWN: Right. 17 MR. BARRY: -- ask you to help me, help this 18 public tell us why you should be believed even though 19 you have documents to substantiate that more than in 20 fact (inaudible) that's all? 21 MR. BROWN: You want me to answer that? 22 MR. BARRY: Yes, sir.</p>	196	<p>1 MR. BARRY: Wait a second. Don't -- 2 MR. BROWN: -- are the elements -- 3 MR. BARRY: -- interrupt me now -- 4 MR. BROWN: -- of a crime. 5 MR. BARRY: -- stop it. Stop -- 6 MR. BROWN: Yes -- 7 MR. BARRY: -- interrupting me. You -- 8 MR. BROWN: -- I know what you're getting at. 9 MR. BARRY: -- can interrupt David and 10 everybody else, but not me, all right, so stop it. Stop 11 it. 12 (Laughter) 13 MR. BARRY: I'm trying to -- well, I've gone 14 over a few minutes. I'm trying to get at the fact that 15 credibility as in the court of law -- 16 MR. BROWN: Uh-huh. 17 MR. BARRY: -- is important here. In any 18 case, Ms. Cheh can tell you, Mr. Catania can tell you 19 that credibility of -- 20 MR. BROWN: Right. 21 MR. BARRY: -- the plaintiffs, of the 22 witnesses, etcetera is important. And I'm saying for</p>
195	<p>1 MR. BROWN: Well, you just said it. The 2 documentation, the supporting evidence, direct 3 evidence, indirect evidence, physical evidence, the 4 circumstantial evidence, all the rules of evidence 5 point to one conclusion from the testimony under oath 6 from everyone who perjured themselves and lied about -- 7 they haven't even agreed how I got hired or how I got 8 fired, clearly points to and the fact that I did get 9 the job, and the independent article from The 10 Washington Post that I didn't even know that they was 11 so dumb to put their own family members and relatives 12 on the money orders, if that's not enough evidence for 13 you, then I don't know what is. 14 MR. BARRY: Well, finally is that I'm really 15 -- when I read the -- 16 MR. BROWN: Regardless of motive -- 17 MR. BARRY: Well, motive -- 18 MR. BROWN: -- the truth is the truth. 19 MR. BARRY: No. In the court of law, motive 20 an opportunity go together. 21 MR. BROWN: Yes, but motive and opportunity - 22 -</p>	197	<p>1 this public, you made these serious, serious, serious 2 allegations. I think you have a responsibility to do 3 the best you can to tell us why and what you did 4 outside of just being disrespected. That's all I'm 5 trying to get at. And I have some serious questions 6 about your credibility in a number of areas. I have 7 serious questions about your allegations that cash was 8 given. I have a serious problem with the allegations 9 that Mayor Gray himself promised you a job. So I have 10 all these questions because the public has them and 11 members of this Committee has them, and the truth will 12 come out when the investigation is over, when the FBI 13 finishes its investigation, when it presents its case 14 to whatever it presents it to. We know that. 15 But in the meantime, I don't want this public 16 to think that Mayor Gray doesn't have the kind of 17 character and the kind of -- 18 MR. BROWN: Well, he doesn't. 19 MR. BARRY: -- history -- 20 MR. BROWN: He doesn't. 21 MR. BARRY: Wait a minute -- history -- 22 MR. BROWN: He doesn't.</p>

# Capital Reporting Company

## D.C. Council- Brown Testimony 06-06-2011

198	<p>1 MR. BARRY: -- of having given much of his</p> <p>2 public life to this city and that he ought to be given</p> <p>3 the benefit of the doubt and not you. Thank you very,</p> <p>4 very much.</p> <p>5 MS. CHEH: Thank you very much, Mr. Barry.</p> <p>6 MR. BROWN: Can I respond?</p> <p>7 MS. CHEH: No --</p> <p>8 MR. BROWN: Just briefly --</p> <p>9 MS. CHEH: It was a statement --</p> <p>10 MR. BROWN: -- because when I was --</p> <p>11 MS. CHEH: -- that Mr. Barry had made.</p> <p>12 MR. BROWN: -- terminated from position --</p> <p>13 MR. BARRY: I don't want you --</p> <p>14 MR. BROWN: -- the Mayor lied to the public.</p> <p>15 That's what --</p> <p>16 MR. BARRY: (inaudible) --</p> <p>17 MR. BROWN: -- the public has a problem with.</p> <p>18 MR. BARRY: Madam Chair, will you --</p> <p>19 MR. BROWN: That's not integrity --</p> <p>20 MS. CHEH: Mr. Brown.</p> <p>21 MR. BROWN: -- and that's not leadership.</p> <p>22 MR. BARRY: Mr. Brown, we don't need --</p>	200	<p>1 MR. BROWN: -- was 80 phone calls from</p> <p>2 Lorraine Green itself --</p> <p>3 MS. CHEH: A thousand hours --</p> <p>4 MR. BROWN: -- if you multiply 80 by even 10-</p> <p>5 minute phone calls, that's 800. You're right. There</p> <p>6 was thousands of phone calls, okay. I'm talking --</p> <p>7 MS. CHEH: Thousands of hours you said --</p> <p>8 MR. BROWN: -- to an accountant.</p> <p>9 MS. CHEH: Thousands of hours. You're an</p> <p>10 accountant that's --</p> <p>11 MR. BROWN: And I was told --</p> <p>12 MS. CHEH: That's higher math for me.</p> <p>13 MR. BROWN: -- that by one of the reporters</p> <p>14 as well.</p> <p>15 MS. CHEH: That's higher math for me.</p> <p>16 MR. BROWN: Thank you.</p> <p>17 MS. CHEH: You mean thousands of hours?</p> <p>18 MR. BROWN: Yes.</p> <p>19 MS. CHEH: Let me ask you something. I have</p> <p>20 a copy of your campaign report of receipts and</p> <p>21 expenditures, and on this is listed your treasurer. Was</p> <p>22 you treasurer Kaiesha (ph) Dawkins?</p>
199	<p>1 (Commotion by audience member.)</p> <p>2 MR. BROWN: He lied to the public.</p> <p>3 MS. CHEH: Mr. Brown.</p> <p>4 MR. BROWN: He said he didn't know me.</p> <p>5 MS. CHEH: Mr. Brown.</p> <p>6 MS. CHEH: Mr. Brown.</p> <p>7 MR. BROWN: And after thousands of hours of</p> <p>8 phone calls, a promise of a job, payments --</p> <p>9 MS. CHEH: Mr. Brown.</p> <p>10 MR. BROWN: -- that's tied to him and his</p> <p>11 campaign, he said he don't know me, and they got</p> <p>12 videotape and all --</p> <p>13 MS. CHEH: A thousand hours --</p> <p>14 MR. BROWN: -- these reporters in the room</p> <p>15 with him sitting next to me --</p> <p>16 MS. CHEH: Thousand --</p> <p>17 MR. BROWN: -- he doesn't know me.</p> <p>18 MS. CHEH: A thousands hours of --</p> <p>19 MR. BROWN: You got to be kidding.</p> <p>20 MS. CHEH: That a bit -- you must --</p> <p>21 MR. BROWN: And that is correct. It --</p> <p>22 MS. CHEH: A thousand --</p>	201	<p>1 MR. BROWN: Pardon me?</p> <p>2 MS. CHEH: Was that your treasurer?</p> <p>3 MR. BROWN: Yes.</p> <p>4 MS. CHEH: And did she remain your treasurer</p> <p>5 throughout your campaign for mayor?</p> <p>6 MR. BROWN: Yes, she did until the end, yes.</p> <p>7 MS. CHEH: Okay. And so she was the one who</p> <p>8 was responsible for preparing the report of your</p> <p>9 receipts and expenditures?</p> <p>10 MR. BROWN: That is correct.</p> <p>11 MS. CHEH: And from that report of your</p> <p>12 receipts and expenditures, it's The Washington Post</p> <p>13 that dug out three items that you've now identified as</p> <p>14 related to these --</p> <p>15 MR. BROWN: I believe it was five.</p> <p>16 MS. CHEH: -- money orders. Well, let me see</p> <p>17 if I can do this based upon your report --</p> <p>18 UNIDENTIFIED MALE: It was just three.</p> <p>19 MS. CHEH: It was just three, not how many</p> <p>20 you say you got, but how many are reported as having</p> <p>21 some connection with Mr. Howard Brooks. Some listed by</p> <p>22 Mike Brownish (ph). Some listed Olieus (ph) Naylor,</p>



Capital Reporting Company  
D.C. Council- Brown Testimony 06-06-2011

202	<p>1 and Latanya (ph) Livingston. Those are the only three 2 that are identified in that regard. The only other 3 contribution that's shown on here after that for the 4 rest of the campaign is someone by the name -- and this 5 may be a misspelling. I don't know -- Antoine (ph) 6 Malcolm. Do you know who that is? The person is 7 identified as an employee of the GSA and who lives on 8 Sixth Street in Washington, D.C. 9 MR. BROWN: I don't think you have your facts 10 correct. 11 MS. CHEH: Well, I have a copy of your filed 12 report. 13 MR. BROWN: You may have a copy, but I don't 14 think what's you're saying is correct because I just 15 showed reporters. They took pictures of them, and when 16 The Post contacted me, maybe she only talked about 17 three. I don't know, but I -- I think -- 18 MS. CHEH: No, forget about The Post -- 19 MR. BROWN: -- it was five -- 20 MS. CHEH: -- for a minute. I'm talking 21 about your report of expenditures and receipts, and 22 there are three items here that seemed to be tied</p>	204	<p>1 MS. CHEH: -- taxi cabs -- other corporations 2 such as that. Is there anybody else that you could 3 identify that would have any connection to the Gray 4 campaign on your -- 5 MS. BROWN: No. Like I told you, I met 6 Lorraine Green I think it was June 23 -- 7 MS. CHEH: No, no, no -- 8 MR. BROWN: -- we had a meeting -- 9 MS. CHEH: -- I'm asking -- 10 MR. BROWN: -- on June 24 -- 11 MS. CHEH: Please, sir, I'm asking you about 12 your report -- 13 MR. BROWN: And I'm just trying to give you 14 the timeline because there's no way -- 15 MS. CHEH: Okay, so the answer would be no? 16 MR. BROWN: Yes. 17 MS. CHEH: Thank you. But I would like to 18 know. There is one after those three; this Antoine 19 Malcolm. Do you know who that person is? 20 MR. BROWN: Yes, I do. 21 MS. CHEH: So do you know whether that person 22 was in any way connected to Gray campaign?</p>
203	<p>1 somehow to Howard Brooks, who worked on the Mayor's 2 campaign. 3 MR. BROWN: Oh, I can see your mistake. 4 Okay. Let me just clarify something for the record -- 5 MS. CHEH: Could you respond to the -- 6 MR. BROWN: It appears from looking -- 7 MS. CHEH: -- campaign report? 8 MR. BROWN: Yes. I'm responding to it now. 9 Maybe they talked about three because it appears that 10 three of the money orders, at least from the 11 signatures, look like from the same person. So under a 12 filing report, it would be on the same line, so there 13 may be only three people. I just wanted to clarify 14 that for your record because I was counting five money 15 orders. 16 MS. CHEH: I see. But the three items on the 17 report -- and you, of course, know your own campaign 18 expenditures and reports, but what I'm trying to find 19 out is whether there is anybody else because all of the 20 other contributions that you received to that point 21 seem to be restaurants and other -- 22 UNIDENTIFIED MALE: Taxi cabs.</p>	205	<p>1 MR. BROWN: No, if his name is there, he made 2 a contribution to the campaign. 3 MS. CHEH: Okay. Because that's listed as a 4 contribution in August of \$500, and that was the last 5 contribution -- 6 MR. BROWN: There's nothing unusual about 7 that. 8 MS. CHEH: No, no. I'm just trying to get it 9 accurate. So that's the last contribution listed on 10 your schedule of contributions and expenditures? 11 MR. BROWN: I don't know. I don't have it in 12 front of me. If you -- 13 MS. CHEH: Yes, okay. 14 MR. BROWN: -- say it, I'll take your word 15 for it. 16 MS. CHEH: But that's not something you would 17 connect to the Gray campaign. What I'm trying to find 18 out is you had stated that in a Washington Post article 19 you had said the same thing about the \$750 from 20 Lorraine Green, but the article goes on to 21 say "Brown said he got payments through the September 22 primary, but he did not know how much money he</p>

Capital Reporting Company  
D.C. Council- Brown Testimony 06-06-2011

206	<p>1 received. Brown said he spent the money as fast as he 2 got it." And then there's a quote that they attribute 3 to you: "It was definitely thousands. It was not 4 hundreds, he said." Is that accurate? 5 MR. BROWN: From the money orders, you can 6 add them up right now, and I think it's over a 7 thousand. It's -- 8 MS. CHEH: No, thousands -- 9 MR. BROWN: -- over \$2,000. 10 MS. CHEH: -- plural. 11 MR. BROWN: Well, thousands is two. 12 MS. CHEH: Okay. So it's more than \$2,000? 13 MR. BROWN: Well, no, I'm telling you from 14 the evidence -- I'm not going to testify to anything 15 that I can't prove. I gave you physical evidence that 16 I know for sure that -- 17 MS. CHEH: Okay. But I'm trying to -- 18 MR. BROWN: -- these money orders came from 19 them. 20 MS. CHEH: -- figure something out here so 21 that you can help me with this, okay? 22 MR. BROWN: Okay.</p>	208	<p>1 deficit because at the time we didn't have it. 2 MS. CHEH: Right. So that you needed money 3 to maintain -- 4 MR. BROWN: I couldn't put my own personal 5 money -- 6 MS. CHEH: Right. 7 MR. BROWN: -- I couldn't do it. That's 8 illegal. 9 MS. CHEH: But the point is you needed money 10 -- you're saying -- you said you needed money to 11 maintain your campaign, so the money was for you to be 12 able to stay in the race, and yet -- 13 MR. BROWN: Not all of it. 14 MS. CHEH: Maybe not, but you did not -- 15 MR. BROWN: The money that was for the 16 campaign they filled it out -- 17 MS. CHEH: You did not list -- 18 MR. BROWN: -- and they put "Sulaimon Brown 19 for Mayor" on it -- 20 MS. CHEH: You did not list -- 21 MR. BROWN: -- when they gave it to me. 22 MS. CHEH: You did not list any other</p>
207	<p>1 MS. CHEH: These three that are identified in 2 your contributions are for \$100, \$335, and \$225. That's 3 \$660, okay, listed on your campaign report. There are 4 no other listed contributions after Antoine Malcolm. 5 So if you got thousands, then there were monies that 6 you were given that are not reported here. 7 MR. BROWN: Eureka. I don't know. What do 8 you want me to say? 9 (Laughter) 10 MR. BROWN: I'm just saying I don't know what 11 -- is that a question? That sound like a statement. 12 MS. CHEH: Well, maybe you want to explain 13 why you didn't report those, why you treasurer -- 14 MR. BROWN: Because what they gave me -- 15 MS. CHEH: -- Kaiesha Dawkins -- 16 MR. BROWN: Well, I told you that what they 17 gave me to cover, which I stated earlier for the 18 record, they gave me -- we had a deficit of \$276.83, 19 and when I spoke with Lorraine on June 23, and they had 20 already written some articles about it in The 21 Washington Post we needed -- if I was going to stay in 22 the race, we needed money to cover at a minimum that</p>	209	<p>1 contributions. 2 MR. BROWN: I listed the contributions that 3 was required by law, which they specifically told me 4 were donations for my campaign regardless of whether it 5 came from their campaign or wherever they got them from 6 I reported it. 7 MS. CHEH: But, Mr. Brown, that is a little 8 too -- 9 MR. BROWN: And the additional funds I 10 reported on my income tax. If you're trying to allude 11 to the fact that somehow I didn't -- was doing some 12 shady business, you're barking up the wrong tree. 13 MS. CHEH: Well, you either didn't list them 14 and they were contributions, or they were income to you 15 unearned. They were gifts of some sort. 16 MR. BROWN: Yes, and then you report on your 17 income tax return. That's what you do. 18 MS. CHEH: Right. So you reported it as a 19 gift? 20 MR. BROWN: No. You can report it as a 21 consultant fee. You can report it as a gift. You can 22 report it a lot of different ways.</p>

# Capital Reporting Company

## D.C. Council- Brown Testimony 06-06-2011

210	<p>1 MS. CHEH: So you put this down as --</p> <p>2 MR. BROWN: As long as you report it --</p> <p>3 MS. CHEH: -- a consultant fee?</p> <p>4 MR. BROWN: -- and it's within -- and it's</p> <p>5 legal.</p> <p>6 MS. CHEH: And you're going to provide us</p> <p>7 with that information?</p> <p>8 MR. BROWN: If you request it, I'll give it</p> <p>9 to you.</p> <p>10 MS. CHEH: Well, we will request it. And so</p> <p>11 you're saying that you were actually hired and employed</p> <p>12 by the Gray campaign as a consultant?</p> <p>13 MR. BROWN: Well, like I said, the nature of</p> <p>14 everything was not -- at the time it was going on was</p> <p>15 not as shady as you're looking at right now. It was</p> <p>16 campaign working together to try to make sure that we</p> <p>17 won. That was the deal, and there were certain --</p> <p>18 MS. CHEH: That's a campaign contribution.</p> <p>19 MR. BROWN: -- there were certain -- well,</p> <p>20 no.</p> <p>21 MS. CHEH: That's a campaign --</p> <p>22 MR. BROWN: Well, that's your interpretation.</p>	212
211	<p>1 MS. CHEH: Campaigns working together --</p> <p>2 MR. BROWN: When someone specifically --</p> <p>3 MS. CHEH: -- so that we won.</p> <p>4 MR. BROWN: -- wants you to donate something,</p> <p>5 they tell you "This is a donation." When they tell you</p> <p>6 "This is for your personal use," that's for personal</p> <p>7 use. That's what it is.</p> <p>8 MS. CHEH: Mr. Brown, that's a --</p> <p>9 MR. BROWN: That's what it is.</p> <p>10 MS. CHEH: Well, we'll see how it's</p> <p>11 interpreted. But in any event --</p> <p>12 MR. BROWN: We'll see.</p> <p>13 MS. CHEH: The other thing is that you had</p> <p>14 said there's a text from you to Mayor Gray. You were</p> <p>15 texting him, and I guess you were getting frustrated.</p> <p>16 You said that you were hoping for a paid transition</p> <p>17 position with responsibilities not a volunteer role, "I</p> <p>18 think I've earned it. Also, what exactly is my job</p> <p>19 going to be in January? My position is simple. Do we</p> <p>20 still an agreement" --</p> <p>21 MR. BROWN: Job, not interview. Remember</p> <p>22 that, right?</p>	213

# Capital Reporting Company

## D.C. Council- Brown Testimony 06-06-2011

214	<p>1 conversation you had told me that you assisted me in my</p> <p>2 campaign, and I said, "Thank you very much." And you</p> <p>3 said that your activities were behind the scene. Can</p> <p>4 you tell me what activities you engaged in on my</p> <p>5 behalf?</p> <p>6 MR. BROWN: I'm not going to answer that</p> <p>7 because I don't know what you're talking about.</p> <p>8 MS. CHEH: Well, I'm telling you that that's</p> <p>9 what you said at the time.</p> <p>10 MR. BROWN: You couldn't remember the truth</p> <p>11 from the beginning of what was said, and I had to</p> <p>12 remind you that your person kept coming in and telling</p> <p>13 you something you. You didn't remember that.</p> <p>14 MS. CHEH: So I wanted to know now --</p> <p>15 MR. BROWN: So we're just going to agree to</p> <p>16 disagree on that.</p> <p>17 MS. CHEH: I wanted to know now what those</p> <p>18 efforts were.</p> <p>19 MR. BROWN: Well, keep holding your breath.</p> <p>20 You get an answer from me on that because I don't know</p> <p>21 what you're talking about.</p> <p>22 MS. CHEH: Okay. That was my recollection of</p>	216	<p>1 You said usually --</p> <p>2 MR. BROWN: Don't interrupt me.</p> <p>3 MS. CHEH: No, no, no --</p> <p>4 MR. BROWN: And then I went to her --</p> <p>5 MS. CHEH: -- she said the usual spot. Prior</p> <p>6 to that you had met her once, right, in that spot? The</p> <p>7 usual spot?</p> <p>8 MR. BROWN: Well, no, you characterized it as</p> <p>9 once. I told you that I gave you documentation as to</p> <p>10 what date that I can actually prove. I told you that I</p> <p>11 met with them more than the times that you have --</p> <p>12 MS. CHEH: No, not them. Not them. You said</p> <p>13 you met with her first; the \$750 was exchanged --</p> <p>14 MR. BROWN: That's right.</p> <p>15 MS. CHEH: -- that was the time --</p> <p>16 MR. BROWN: That was June 24 --</p> <p>17 MS. CHEH: -- you met her in Union Station.</p> <p>18 That the next time -- and correct me if I'm wrong --</p> <p>19 was the meeting that you had with her, and Howard</p> <p>20 Brooks was with her. Were there meetings --</p> <p>21 MR. BROWN: No, I didn't say the next time --</p> <p>22 MS. CHEH: -- with Lorraine Green?</p>
215	<p>1 the conversation, which I found to be quite unusual.</p> <p>2 Now going back to the monies that you received and the</p> <p>3 occasions that you met with Howard Brooks and Lorraine</p> <p>4 Green. I wanted to make sure that we had as much as we</p> <p>5 could by way of detail because, again, as Mr. Barry</p> <p>6 said, there is a question here of credibility, and you</p> <p>7 have a responsibility because of the charges that you</p> <p>8 made to give us a much information to establish your</p> <p>9 credibility or not.</p> <p>10 I want to go back to the first meeting that</p> <p>11 you had with Howard Brooks, and you said that you went</p> <p>12 to Union Station, and you met with Howard Brooks and</p> <p>13 Lorraine Green in an automobile outside of the station.</p> <p>14 Is that correct?</p> <p>15 MR. BROWN: No. I said she told me to meet</p> <p>16 her there in the usual spot.</p> <p>17 MS. CHEH: Right.</p> <p>18 MR. BROWN: And I got there. I did not see</p> <p>19 them. I think she called me or I called her. She told</p> <p>20 me that they were out front because usually she was</p> <p>21 meeting me in the little rotunda area in Union Station.</p> <p>22 MS. CHEH: Well, let me interrupt you there.</p>	217	<p>1 MR. BROWN: -- you said the next time. I</p> <p>2 don't say that.</p> <p>3 MS. CHEH: Well, let me ask you then. Were</p> <p>4 there meeting --</p> <p>5 MR. BROWN: I gave you a range of time. I</p> <p>6 didn't --</p> <p>7 MS. CHEH: Well, let me ask --</p> <p>8 MR. BROWN: -- give a next time.</p> <p>9 MS. CHEH: -- you then. Were there meetings</p> <p>10 with Lorraine Green prior to the meeting that you had</p> <p>11 with her and Howard Brooks?</p> <p>12 MR. BROWN: I couldn't recall specifically.</p> <p>13 That's why I gave you the one that I knew for sure</p> <p>14 because I had the documentation to support it. I'm not</p> <p>15 going to say anything here today that I can't support,</p> <p>16 nothing.</p> <p>17 MS. CHEH: So do you have any documentation</p> <p>18 that you --</p> <p>19 MR. BROWN: I'm not going to speculate for</p> <p>20 you. I'm not --</p> <p>21 MS. CHEH: Do you have --</p> <p>22 MR. BROWN: -- going to guess --</p>

# Capital Reporting Company

## D.C. Council- Brown Testimony 06-06-2011

218	<p>1 MS. CHEH: -- any documentation?</p> <p>2 MR. BROWN: -- and you're not going to force</p> <p>3 me to do it.</p> <p>4 MS. CHEH: Do you have any --</p> <p>5 MR. BROWN: It's not going to happen.</p> <p>6 MS. CHEH: -- documentation that you met with</p> <p>7 Lorraine Green between the time you met with her when</p> <p>8 you said \$750 was given and the time you met with her</p> <p>9 you said with Howard Brooks? Do you have any</p> <p>10 documentation? Do you have anything to show that you</p> <p>11 met with her in that period in between?</p> <p>12 MR. BROWN: Yes. I believe I started out. I</p> <p>13 showed you the business card that I got from this</p> <p>14 event.</p> <p>15 MS. CHEH: No, the business card came before</p> <p>16 your meeting at Union Station. You were at a meeting -</p> <p>17 -</p> <p>18 MR. BROWN: Exactly. The next day.</p> <p>19 MS. CHEH: Right.</p> <p>20 MR. BROWN: Yes. Right.</p> <p>21 MS. CHEH: I'm asking you from the time you</p> <p>22 met her at Union Station --</p>	220	<p>1 MS. CHEH: Fine. Excellent. Great. I'm</p> <p>2 asking you a question, which I'm sure you can</p> <p>3 understand because you seem to show a lot of</p> <p>4 understanding here, did you meet with Lorraine Green</p> <p>5 between that first meeting involving the \$750 and the</p> <p>6 second meeting where you said you first met Howard</p> <p>7 Brooks?</p> <p>8 MR. BROWN: I don't recall. That was my</p> <p>9 answer to you.</p> <p>10 MS. CHEH: Do you have any documentation that</p> <p>11 you met with her in that interim period?</p> <p>12 MR. BROWN: I'm not sure if I have</p> <p>13 documentation or not.</p> <p>14 MS. CHEH: Well, we would ask that you find</p> <p>15 if there's any documentation and present it to the</p> <p>16 Committee.</p> <p>17 Now in terms of when you met Lorraine Green</p> <p>18 and then you first met Howard Brooks, you said that you</p> <p>19 --</p> <p>20 MR. BROWN: If there's nothing to find, then</p> <p>21 what do you mean find and give it to Committee? I</p> <p>22 don't even know if it exists.</p>
219	<p>1 MR. BROWN: Uh-huh.</p> <p>2 MS. CHEH: -- and you said \$750 she just</p> <p>3 happened to have it in an envelope ready to go to give</p> <p>4 to you; she gave it to you because that's when money</p> <p>5 was first brought up. And at that meeting and the time</p> <p>6 that you met with her with Mr. Brooks, do you have any</p> <p>7 documentation, anything to show that you met with her</p> <p>8 in that interim period?</p> <p>9 MR. BROWN: The fact that I even know Howard</p> <p>10 Brooks period shows that I had to meet with her again.</p> <p>11 MS. CHEH: Yes. I'm asking you --</p> <p>12 MR. BROWN: I didn't know Howard Brooks --</p> <p>13 MS. CHEH: -- I think you can understand --</p> <p>14 MR. BROWN: -- I never met Howard Brooks.</p> <p>15 MS. CHEH: I think you can understand my</p> <p>16 question.</p> <p>17 MR. BROWN: She the one introduced me to</p> <p>18 Howard Brooks.</p> <p>19 MS. CHEH: That's correct.</p> <p>20 MR. BROWN: That's like common --</p> <p>21 MS. CHEH: That's what you're saying.</p> <p>22 MR. BROWN: -- that's inductive reasoning.</p>	221	<p>1 MS. CHEH: You should search and see and tell</p> <p>2 us whether there is. Because if there is any, you say</p> <p>3 that --</p> <p>4 MR. BROWN: Is that a request or is that a</p> <p>5 order?</p> <p>6 MS. CHEH: Well, I think it's covered by the</p> <p>7 subpoena that we served on you at the outset of this</p> <p>8 hearing.</p> <p>9 MR. BROWN: There's a lot covered by the</p> <p>10 subpoena. Like I can --</p> <p>11 MS. CHEH: Yes. And we will expect all of it</p> <p>12 to --</p> <p>13 MR. BROWN: Right.</p> <p>14 MS. CHEH: -- be turned over on the date set.</p> <p>15 Now you said that you had this communication with</p> <p>16 Lorraine Green that you should meet her in the usual</p> <p>17 spot, that you went there, but she wasn't there. And</p> <p>18 she, what, texted you that they are outside?</p> <p>19 MR. BROWN: I didn't say she text me</p> <p>20 anything.</p> <p>21 MS. CHEH: Well, how did you know they were</p> <p>22 outside? You went to look for her?</p>

# Capital Reporting Company

## D.C. Council- Brown Testimony 06-06-2011

222	<p>1 MR. BROWN: I believe -- I'm not -- I'm going</p> <p>2 to say this one more time, and then I'm done with that.</p> <p>3 Asked and answered. I came there. She was not there</p> <p>4 where she usually was. I think I called her or she</p> <p>5 called me. She told me they was out front.</p> <p>6 MS. CHEH: So it was a call not a text.</p> <p>7 MR. BROWN: I'm assuming that it was.</p> <p>8 MS. CHEH: Okay. And so then you went</p> <p>9 outside and you saw her, and did you get in the vehicle</p> <p>10 with them?</p> <p>11 MR. BROWN: No, I did not.</p> <p>12 MS. CHEH: Okay. Did they exit the vehicle?</p> <p>13 MR. BROWN: No, they did not.</p> <p>14 MS. CHEH: So she was sitting in a car as a</p> <p>15 passenger --</p> <p>16 MR. BROWN: On the passenger side.</p> <p>17 MS. CHEH: She was the driver. Where --</p> <p>18 MR. BROWN: It a gray --</p> <p>19 MS. CHEH: -- were they parked?</p> <p>20 MR. BROWN: It was gray Volkswagen.</p> <p>21 MS. CHEH: Where were they parked?</p> <p>22 MR. BROWN: Pardon me?</p>	224	<p>1 say this. I didn't know who he was. I was hesitant</p> <p>2 about saying anything in front of him period because I</p> <p>3 didn't know who he was, and she said that can speak in</p> <p>4 front of him, that he was okay. She introduced him as</p> <p>5 Howard Brooks. She gave me an envelope, and then she</p> <p>6 said, "You're going to be dealing with him from now on"</p> <p>7 or something to that effect.</p> <p>8 MS. CHEH: And what in that envelope?</p> <p>9 MR. BROWN: It was cash and money orders I</p> <p>10 believe. I don't remember specifically, but it was</p> <p>11 like different ones.</p> <p>12 MS. CHEH: You remembered quite --</p> <p>13 MR. BROWN: But it was an envelope -- it was</p> <p>14 an envelope with monetary value.</p> <p>15 MS. CHEH: You remembered quite clearly that</p> <p>16 you got \$750 in the first exchange. Are you saying you</p> <p>17 have no idea how much money was in the second envelope?</p> <p>18 MR. BROWN: First impressions are lasting.</p> <p>19 MS. CHEH: So is it your testimony that you</p> <p>20 have no recollection of how much money was in that</p> <p>21 envelope on the second passing?</p> <p>22 MR. BROWN: No. I believe that I had stated</p>
223	<p>1 MS. CHEH: Where were they parked?</p> <p>2 MR. BROWN: In the service lane in front of</p> <p>3 the station.</p> <p>4 MS. CHEH: And it was through the window that</p> <p>5 Lorraine Green on the passenger side handed you an</p> <p>6 envelope? Is that what happened?</p> <p>7 MR. BROWN: That is correct.</p> <p>8 MS. CHEH: Okay. And so did Howard Brooks</p> <p>9 have the envelope? He handed it to Lorraine Green, and</p> <p>10 then she handed it off to you?</p> <p>11 MR. BROWN: No. Lorraine Green gave me that</p> <p>12 envelope at the meeting I believe.</p> <p>13 MS. CHEH: Okay.</p> <p>14 MR. BROWN: I don't remember who it was, but</p> <p>15 it came out of the car.</p> <p>16 MS. CHEH: And so you had a conversation I</p> <p>17 assume. It was just the passage of an envelope? Do</p> <p>18 you remember what the conversation was about?</p> <p>19 MR. BROWN: No. As I stated to from the</p> <p>20 beginning -- and I'm not going to sit here all evening</p> <p>21 and keep answering the same questions. If you got some</p> <p>22 new questions, please give it to me. But let me just</p>	225	<p>1 already that the money orders that I have in my</p> <p>2 possession -- and I'm thinking of the timeframe and the</p> <p>3 dates -- that I know part of what was there. It</p> <p>4 could've been cash as well, but I'm not going to give</p> <p>5 you a total figure because sometimes it was cash and</p> <p>6 money orders together.</p> <p>7 MS. CHEH: Now what did you do with that</p> <p>8 money?</p> <p>9 MR. BROWN: I don't remember.</p> <p>10 MS. CHEH: Did you use that money for your</p> <p>11 own personal affairs?</p> <p>12 MR. BROWN: I don't remember. I don't</p> <p>13 remember it. Next question.</p> <p>14 MS. CHEH: So you have no recollection -- and</p> <p>15 by the way --</p> <p>16 MR. BROWN: I do not remember.</p> <p>17 MS. CHEH: By the way, let me just say when</p> <p>18 you say don't remember it's --</p> <p>19 MR. BROWN: I understand ya'll have loose</p> <p>20 rules in the Council, but you're --</p> <p>21 MS. CHEH: No, no, it's not loose rule --</p> <p>22 MR. BROWN: -- abusing your authority right</p>

# Capital Reporting Company

## D.C. Council- Brown Testimony 06-06-2011

226	<p>1 round about now.</p> <p>2 MS. CHEH: No, it's not loose rule. When</p> <p>3 you're here --</p> <p>4 MR. BROWN: Because this been a long time</p> <p>5 I've been talking to you --</p> <p>6 MS. CHEH: When you're testifying --</p> <p>7 MR. BROWN: -- a long time.</p> <p>8 MS. CHEH: -- under oath, it's not a</p> <p>9 responsive answer to simply say you don't remember when</p> <p>10 if you think about it -- and I'll give you a moment to</p> <p>11 reflect -- you can recall. Do you know what you did</p> <p>12 with any of that money that you got on the second</p> <p>13 exchange that you've testified to?</p> <p>14 (Pause)</p> <p>15 MS. CHEH: Mr. Brown.</p> <p>16 (Pause)</p> <p>17 MS. CHEH: Is this you're not answering the</p> <p>18 question? Because I'm directing you to answer the</p> <p>19 question.</p> <p>20 MR. BROWN: That question was already</p> <p>21 answered.</p> <p>22 MS. CHEH: It was not answered.</p>	228	<p>1 MR. BROWN: No, one is accumulative. You ran</p> <p>2 for office. You know how it works. It's three of them</p> <p>3 together I believe --</p> <p>4 MS. CHEH: I also know what a campaign</p> <p>5 contribution is. So --</p> <p>6 MR. BROWN: You should, you're a professor.</p> <p>7 MS. CHEH: Well, I would hope that you would</p> <p>8 too. You were a candidate for office. But beyond the</p> <p>9 other one, Mr. Malcolm, there were no other entries</p> <p>10 after that.</p> <p>11 MR. BROWN: Is there something I'm missing</p> <p>12 here?</p> <p>13 MS. CHEH: Yes. Because I'm trying to see</p> <p>14 what you did with the money, and you say you have no</p> <p>15 recollection what you did with the money, and yet</p> <p>16 you're saying it's fairly sizeable amount of money. It</p> <p>17 doesn't show up on your campaign contribution.</p> <p>18 MR. BROWN: I think the bigger picture is --</p> <p>19 MS. CHEH: What?</p> <p>20 MR. BROWN: -- the Mayor. You're putting a</p> <p>21 lot of energy on trying to make me look like I'm some</p> <p>22 kind of bad guy, but you're not even following the</p>
227	<p>1 (Pause)</p> <p>2 MS. CHEH: Did you deposit any of that money</p> <p>3 in a bank account?</p> <p>4 (Pause)</p> <p>5 MS. CHEH: Did you deposit any of that money</p> <p>6 in a bank account?</p> <p>7 MR. BROWN: The question was already</p> <p>8 answered.</p> <p>9 MS. CHEH: Did you have a personal bank</p> <p>10 account at that time?</p> <p>11 MR. BROWN: Yes, I did.</p> <p>12 MS. CHEH: Okay. And you also had a campaign</p> <p>13 bank account?</p> <p>14 MR. BROWN: That is correct.</p> <p>15 MS. CHEH: Okay. But that campaign bank</p> <p>16 account shows no contributions beyond the three that</p> <p>17 we've identified. And the other one, the last one --</p> <p>18 MR. BROWN: No. Five. I think I just</p> <p>19 explained that, so you might want to actually --</p> <p>20 MS. CHEH: Yes, I know, but there are three</p> <p>21 entries. Let's get a common language here. Beyond</p> <p>22 those three entries --</p>	229	<p>1 evidence trail. You're so fixated in such tunnel --</p> <p>2 MS. CHEH: Mr. Brown, (inaudible) --</p> <p>3 MR. BROWN: --- you have tunnel vision on --</p> <p>4 MS. CHEH: -- no, Mr. Brown --</p> <p>5 MR. BROWN: -- on bringing me drama.</p> <p>6 MS. CHEH: Mr. Brown, I have --</p> <p>7 MR. BROWN: And you're trying to make your</p> <p>8 case --</p> <p>9 MS. CHEH: -- I have -- Mr. Brown, I have --</p> <p>10 MR. BROWN: -- and you're trying to put on</p> <p>11 the record --</p> <p>12 MS. CHEH: Mr. Brown, excuse me.</p> <p>13 MR. BROWN: -- and it's really irritating.</p> <p>14 MS. CHEH: Mr. Brown, that may be so, but I</p> <p>15 have brought in every witness that has anything to say</p> <p>16 about this except those who have claimed a privilege,</p> <p>17 and (inaudible) --</p> <p>18 MR. BROWN: Even your own Councilmember</p> <p>19 called it a whitewash.</p> <p>20 MS. CHEH: No --</p> <p>21 MR. BROWN: Am I right or wrong?</p> <p>22 MS. CHEH: No.</p>

# Capital Reporting Company

## D.C. Council- Brown Testimony 06-06-2011

230	<p>1 MR. BROWN: Okay. So when I call it a witch</p> <p>2 hunt; he called it a whitewash. Mayor Barry been</p> <p>3 talking about it's been crazy from day one --</p> <p>4 MS. CHEH: People --</p> <p>5 MR. BROWN: -- so I don't know what you're</p> <p>6 talking about. Maybe you're delusional.</p> <p>7 MS. CHEH: But in any event, I'm trying to</p> <p>8 track the trail. So there were additional envelopes</p> <p>9 that were passed to you. You said at forums they were</p> <p>10 put in your jacket pocket, and there were other</p> <p>11 occasions. So if you could remember -- because I'm</p> <p>12 sure you've been over this with the U.S. Attorney, I'm</p> <p>13 sure you've been over this with others because you've</p> <p>14 had occasion to think about it, can you tell me the</p> <p>15 other occasions when you received money? When and how</p> <p>16 much? And what happened to that money?</p> <p>17 MR. BROWN: Okay. Hang on.</p> <p>18 (Pause)</p> <p>19 MS. CHEH: And while you're looking, I --</p> <p>20 MR. BROWN: I first -- no, I'm done.</p> <p>21 MS. CHEH: Okay.</p> <p>22 MR. BROWN: I found what I'm looking for.</p>	232
231	<p>1 I'm sorry. I don't mean to be rude. What do you want</p> <p>2 to do?</p> <p>3 MS. CHEH: Oh, you don't want to be rude.</p> <p>4 Oh, that's good. I wanted to ask you, which I have, in</p> <p>5 addition to the two that you've identified --</p> <p>6 MR. BROWN: I only treat people like that</p> <p>7 treat me.</p> <p>8 MS. CHEH: In addition to the two that you've</p> <p>9 identified --</p> <p>10 MR. BROWN: That's my rule.</p> <p>11 MS. CHEH: -- the \$750 and the money that was</p> <p>12 handed through the window of the car at Union Station,</p> <p>13 you said that there were other occasions where money</p> <p>14 was passed to you by Gray campaign people either</p> <p>15 Lorraine Green or Howard Brooks or just Howard Brooks.</p> <p>16 I don't know. I want to know specifically what those</p> <p>17 occasions were, where, and how much money and what you</p> <p>18 did with the money?</p> <p>19 MR. BROWN: I will repeat this again. I</p> <p>20 believe David Catania asked the exact same question</p> <p>21 earlier in the first 20 hours of questioning, so I'm</p> <p>22 going to repeat it for you, but please show some type</p>	233



# Capital Reporting Company

## D.C. Council- Brown Testimony 06-06-2011

234	<p>1 MS. CHEH: -- of money --</p> <p>2 MR. BROWN: You should focus.</p> <p>3 MS. CHEH: -- any exchange of money after</p> <p>4 that second exchange. Could you identify those, when</p> <p>5 and where they occurred, and what you did with the</p> <p>6 money? It's a very simple and straightforward question.</p> <p>7 (Pause)</p> <p>8 MS. CHEH: So if you would please answer it.</p> <p>9 MR. BROWN: I think I answered that already,</p> <p>10 but I'll say it one more time for the record. I don't</p> <p>11 recall.</p> <p>12 MS. CHEH: You don't recall?</p> <p>13 MR. BROWN: No.</p> <p>14 MS. CHEH: Well, it's also a failure to</p> <p>15 answer when you say you don't recall when you do recall</p> <p>16 especially since --</p> <p>17 MR. BROWN: Look, you can --</p> <p>18 MS. CHEH: -- you (inaudible) --</p> <p>19 MR. BROWN: -- do all the legal maneuvering</p> <p>20 you want --</p> <p>21 MS. CHEH: -- you have made mention --</p> <p>22 MR. BROWN: -- you can say all the stuff you</p>	236	<p>1 MR. BROWN: -- running a sham.</p> <p>2 MS. CHEH: Mr. Brown, you had previously said</p> <p>3 you got money put in your coat pocket at forums --</p> <p>4 MR. BROWN: At Ward 7 debate.</p> <p>5 MS. CHEH: Oh, well, so now suddenly you do</p> <p>6 remember that occasion.</p> <p>7 MR. BROWN: I read that already. I read it</p> <p>8 to Mr. Catania.</p> <p>9 MS. CHEH: So you --</p> <p>10 MR. BROWN: He asked me how many times I did</p> <p>11 it. You interrupted him three or four times -- maybe</p> <p>12 that's why you don't hear it because you kept</p> <p>13 interrupting him.</p> <p>14 MS. CHEH: So tell me the occasions, how</p> <p>15 many, where --</p> <p>16 MR. BROWN: All right. Let's go back to it.</p> <p>17 MS. CHEH: -- and how much money?</p> <p>18 MR. BROWN: All right. "I first met Lorraine</p> <p>19 Green" --</p> <p>20 MS. CHEH: And what you did with the money?</p> <p>21 MR. BROWN: -- "on Wednesday, June 23, 2010,</p> <p>22 approximately --</p>
235	<p>1 want, but it's not going to change the facts. The</p> <p>2 facts is the Mayor is a crook.</p> <p>3 MS. CHEH: Well --</p> <p>4 MR. BROWN: And you know he's a crook, and</p> <p>5 you're trying to cover up because --</p> <p>6 MS. CHEH: Already you made mention</p> <p>7 MR. BROWN: -- your constituency is mad at</p> <p>8 you for backing him in the first place.</p> <p>9 MS. CHEH: Sir --</p> <p>10 MR. BROWN: So why don't you just be honest.</p> <p>11 MS. CHEH: No. Already you --</p> <p>12 MR. BROWN: Why don't you be honest?</p> <p>13 (Clapping from audience.)</p> <p>14 MS. CHEH: -- you --</p> <p>15 MR. BROWN: Because everyone knows.</p> <p>16 MS. CHEH: (to audience member) Any time</p> <p>17 there is another outburst, I'm going to have you</p> <p>18 removed from the hearing.</p> <p>19 FEMALE AUDIENCE MEMBER: (inaudible).</p> <p>20 MS. CHEH: Okay?</p> <p>21 MR. BROWN: Everyone knows that you're --</p> <p>22 MS. CHEH: Now --</p>	237	<p>1 MS. CHEH: Mr. Brown, I don't --</p> <p>2 MR. BROWN: -- 8:35 p.m. in the Blackburn</p> <p>3 Center" --</p> <p>4 MS. CHEH: -- the recitation from the</p> <p>5 beginning.</p> <p>6 MR. BROWN: "The money payments the first</p> <p>7 one, June 24, 2010, Lorraine Green gave me cash of</p> <p>8 \$750. Gray wanted me to continue to attack Fenty, and I</p> <p>9 wanted a job for me and my brother" --</p> <p>10 MS. CHEH: I don't want your repeat of the</p> <p>11 testimony. I want specifically --</p> <p>12 MR. BROWN: The answer is not going to change</p> <p>13 because --</p> <p>14 MS. CHEH: -- any dates --</p> <p>15 MR. BROWN: -- any change of answers --</p> <p>16 MS. CHEH: -- the occasion --</p> <p>17 MR. BROWN: -- would be a lie, and I'm not</p> <p>18 going to lie for you.</p> <p>19 MS. CHEH: I want to want to know where --</p> <p>20 MR. BROWN: And if you keep badgering me --</p> <p>21 MS. CHEH: -- how much --</p> <p>22 MR. BROWN: -- you can go back to the judge -</p>

# Capital Reporting Company

## D.C. Council- Brown Testimony 06-06-2011

238	<p>1 -</p> <p>2 MS. CHEH: -- where --</p> <p>3 MR. BROWN: -- and you write your questions</p> <p>4 down, and I'll answer them if you can write them.</p> <p>5 MS. CHEH: I will -- where, how much and what</p> <p>6 you --</p> <p>7 MR. BROWN: That's that.</p> <p>8 MS. CHEH: -- with the money? Where, how</p> <p>9 much, and what you did with the money? Simple.</p> <p>10 MR. BROWN: Asked and answered.</p> <p>11 MS. CHEH: Where -- it has not been answered.</p> <p>12 MR. BROWN: Okay. I think you're trying to</p> <p>13 get some political points for the news or something.</p> <p>14 MS. CHEH: No, I'm going to direct --</p> <p>15 MR. BROWN: So I'm going to be quiet.</p> <p>16 MS. CHEH: I'm going to direct you to answer</p> <p>17 those questions. If you refused to answer them, as I</p> <p>18 said, we will -- I'm happy to go back to court.</p> <p>19 MR. BROWN: You're being disingenuous because</p> <p>20 I've answered everything you've answered everything</p> <p>21 you've asked. I've been very clear --</p> <p>22 MS. CHEH: You have not.</p>	240	<p>1 MR. BARRY: Mr. Brown.</p> <p>2 MR. BROWN: Good luck.</p> <p>3 MR. BARRY: You're on my time now. All</p> <p>4 right. Thank you. Mr. Catania and I were talking about</p> <p>5 some exchanges previously about something happened</p> <p>6 before this hearing, so I just wanted to clear that up,</p> <p>7 apologize to Mr. Catania for whatever exchange happened</p> <p>8 about things that happened before we even got here, so</p> <p>9 that's cleared up.</p> <p>10 Mr. Brown, in terms of the June 24 at Union</p> <p>11 Station, you testified it was at the cafin the center</p> <p>12 of the rotunda, right?</p> <p>13 (Pause)</p> <p>14 MR. BARRY: You testified --</p> <p>15 MR. BROWN: That's correct.</p> <p>16 MR. BARRY: -- that Ms. Green gave you \$750.</p> <p>17 Was it in an envelope?</p> <p>18 MR. BROWN: That is correct.</p> <p>19 MR. BARRY: Was anything written on the</p> <p>20 envelope?</p> <p>21 MR. BROWN: Pardon me?</p> <p>22 MR. BARRY: Was anything written on the</p>
239	<p>1 MR. BROWN: Yes, I have. And there's a</p> <p>2 transcript --</p> <p>3 MS. CHEH: Well --</p> <p>4 MR. BROWN: -- I'm sure --</p> <p>5 MS. CHEH: Again --</p> <p>6 MR. BROWN: -- and it's all on video, and all</p> <p>7 these witnesses --</p> <p>8 MS. CHEH: Yes, it is. Yes, it is.</p> <p>9 MR. BROWN: -- so maybe you are delusional.</p> <p>10 MS. CHEH: I'm directing you to answer the</p> <p>11 questions. You're refusing to answer, and we'll meet</p> <p>12 in court. Mr. Catania.</p> <p>13 MR. CATANIA: Mr. Barry can go.</p> <p>14 MS. CHEH: Oh. Mr. Barry, I'm sorry. You</p> <p>15 go.</p> <p>16 MR. BARRY: Thank you very much, Madam Chair.</p> <p>17 MR. BROWN: (to Ms. Cheh) You're trying to</p> <p>18 tell me I should be able to recall something --</p> <p>19 MR. BARRY: Mr. Brown.</p> <p>20 MR. BROWN: -- that I can't recall?</p> <p>21 MR. BARRY: Mr. Brown.</p> <p>22 MR. BROWN: (to Ms. Cheh) Take it to court.</p>	241	<p>1 envelope?</p> <p>2 MR. BROWN: Yes --</p> <p>3 MR. BARRY: Whatever there --</p> <p>4 MR. BROWN: -- it was written \$750 written on</p> <p>5 it.</p> <p>6 MR. BARRY: On the outside of the envelope?</p> <p>7 MR. BROWN: Yes.</p> <p>8 MR. BARRY: That's the envelope you gave to</p> <p>9 the (Pause) --</p> <p>10 MR. BROWN: I gave it to the FBI.</p> <p>11 MR. BARRY: Yes. I'm going to make clear</p> <p>12 now</p> <p>13 --</p> <p>14 MR. BROWN: That's one of the envelopes I</p> <p>15 gave.</p> <p>16 MR. BARRY: You're saying that at that first</p> <p>17 meeting she gave you an envelope with \$750 written on</p> <p>18 the outside of the envelope, right?</p> <p>19 MR. BROWN: That's correct.</p> <p>20 MR. BARRY: It was all cash, right?</p> <p>21 MR. BROWN: I don't recall. It might have</p> <p>22 been cash, but I think it was -- I believe it was all</p>

# Capital Reporting Company

## D.C. Council- Brown Testimony 06-06-2011

242	<p>1 cash.</p> <p>2 MR. BARRY: You've been testifying all day</p> <p>3 saying it was cash. Man, come on.</p> <p>4 MR. BROWN: Yes.</p> <p>5 MR. BARRY: All right. Stop this. And so</p> <p>6 that's the first pay --</p> <p>7 MR. BROWN: Well, I'm not stopping anything.</p> <p>8 This happened last year.</p> <p>9 MR. BARRY: All right.</p> <p>10 MR. BROWN: Okay. It didn't happen</p> <p>11 yesterday.</p> <p>12 MR. BARRY: Mr. Brown, this Committee has</p> <p>13 some things you disagree with, but all of us have been</p> <p>14 with decorum befitting of a hearing, so I wish you</p> <p>15 would not do that to me in terms of asking the question</p> <p>16 answer directly that's all.</p> <p>17 MR. BROWN: Yes, sir. I have tremendous</p> <p>18 respect for you. I do.</p> <p>19 MR. BARRY: Now in terms of any other</p> <p>20 envelope was there any amount written on the envelope?</p> <p>21 MR. BROWN: No, I don't recall. The FBI took</p> <p>22 them. I don't know.</p>	244	<p>1 MR. BROWN: I don't know. I remember -- I</p> <p>2 believe it was -- might have been both. I don't</p> <p>3 remember.</p> <p>4 MR. BARRY: And you're an auditor, so you</p> <p>5 don't remember nothing. How much cash was in that</p> <p>6 envelope?</p> <p>7 MR. BROWN: I don't recall.</p> <p>8 MR. BARRY: How many money orders were in</p> <p>9 that --</p> <p>10 MR. BROWN: I don't recall as well. Maybe</p> <p>11 two. I don't recall.</p> <p>12 MR. BARRY: You testified earlier that there</p> <p>13 was three in --</p> <p>14 MR. BROWN: I'm telling you now. I don't</p> <p>15 recall. I can read my notes and what I have, but I</p> <p>16 don't recall.</p> <p>17 MR. BARRY: Read your notes then.</p> <p>18 MR. BROWN: All right. Which date you want?</p> <p>19 MR. BARRY: July -- what was that -- when you</p> <p>20 got those three -- the Chairman has them, and The</p> <p>21 Washington Post, those three money orders. When were</p> <p>22 they given to you and how?</p>
243	<p>1 MR. BARRY: But do you just remember at all?</p> <p>2 MR. BROWN: I remember the first one.</p> <p>3 MR. BARRY: Okay. Now did the payment that</p> <p>4 was allegedly made at the car, did they get out of the</p> <p>5 car and give this to you? Did they reach across to</p> <p>6 you?</p> <p>7 MR. BROWN: No, they never got out the car.</p> <p>8 MR. BARRY: So she just gave it to you out --</p> <p>9 MR. BROWN: Howard Brooks -- the person she</p> <p>10 identified as Howard Brooks was on the passenger -- was</p> <p>11 on the driver's side, and she was on the passenger</p> <p>12 side.</p> <p>13 MR. BARRY: Did that envelope have anything</p> <p>14 written it?</p> <p>15 MR. BROWN: I don't recall.</p> <p>16 MR. BARRY: Okay. Did you at a later date</p> <p>17 look at what was in the envelope?</p> <p>18 MR. BROWN: Yes.</p> <p>19 MR. BARRY: What was in that envelope?</p> <p>20 MR. BROWN: Monetary value. It was cash and</p> <p>21 maybe money orders --</p> <p>22 MR. BARRY: How much?</p>	245	<p>1 MR. BROWN: Well, first of all, you're asking</p> <p>2 me to talk about what The Washington Post put in their</p> <p>3 --</p> <p>4 MR. BARRY: No, I didn't.</p> <p>5 MR. BROWN: -- in their story.</p> <p>6 MR. BARRY: I said Chairman has those copies.</p> <p>7 You have copies.</p> <p>8 MR. BROWN: I think you should be more</p> <p>9 specific.</p> <p>10 MR. BARRY: You have --</p> <p>11 MR. BROWN: Which money orders are you</p> <p>12 talking about?</p> <p>13 MR. BARRY: The three money orders that the</p> <p>14 Chair has.</p> <p>15 MR. BROWN: Which three money orders?</p> <p>16 MR. BARRY: In July that you testified to</p> <p>17 that you had. You entered into Exhibit --</p> <p>18 MR. BROWN: I never said anything about July.</p> <p>19 MR. BARRY: Well, you entered --</p> <p>20 MR. BROWN: I said June 24, June 28 --</p> <p>21 MR. BARRY: What's Exhibit 1?</p> <p>22 MR. BROWN: And it was deposited I think on</p>

# Capital Reporting Company

## D.C. Council- Brown Testimony 06-06-2011

246	<p>1 July 1 or 2, but I didn't receive them then.</p> <p>2 MR. BARRY: What is Exhibit 1?</p> <p>3 (Pause)</p> <p>4 MR. BROWN: These are not -- Exhibit 1 is not</p> <p>5 the --</p> <p>6 MR. BARRY: What is Exhibit 1?</p> <p>7 MR. BROWN: It's money orders.</p> <p>8 MR. BARRY: How many money orders?</p> <p>9 MR. BROWN: Three.</p> <p>10 MR. BARRY: Three.</p> <p>11 MR. BROWN: Uh-huh.</p> <p>12 MR. BARRY: In terms of Exhibit 1, what's the</p> <p>13 date of those money orders?</p> <p>14 (Pause)</p> <p>15 MR. BROWN: June 28.</p> <p>16 MR. BARRY: June 28.</p> <p>17 MR. BROWN: Right.</p> <p>18 MR. BARRY: When did you and how did you get</p> <p>19 those three money orders?</p> <p>20 MR. BROWN: On June 28, 2010, I got three</p> <p>21 money orders also got another one for \$100 and \$125</p> <p>22 plus five money orders for \$25, \$100, \$100, and \$335.</p>	248	<p>1 MR. BARRY: (inaudible) --</p> <p>2 MR. BROWN: -- you can (inaudible) because I</p> <p>3 didn't -- I have no intentions of -- this wasn't no,</p> <p>4 "I'm keeping notes, and then one day I'm going to say</p> <p>5 this about them."</p> <p>6 MR. BARRY: Okay.</p> <p>7 MR. BROWN: This came about, and once the</p> <p>8 investigation started and stuff, I started trying to</p> <p>9 piece some of it together --</p> <p>10 MR. BARRY: All right. I'm finished with --</p> <p>11 MR. BROWN: -- and I'm doing the best that I</p> <p>12 can with that.</p> <p>13 MR. BARRY: I'm finished with that. Madam</p> <p>14 Chair, I'm going to have to leave, but I want to thank</p> <p>15 you, thank --</p> <p>16 MR. BROWN: There's no premeditation here.</p> <p>17 MR. BARRY: Mr. Brown, I'm finished with</p> <p>18 that.</p> <p>19 MR. BROWN: All right.</p> <p>20 MR. BARRY: Let me repeat my statement again</p> <p>21 about the credibility of yourself. It's questionable</p> <p>22 based on your testimony and everything else.</p>
247	<p>1 The \$25, \$100, and \$100, and \$335 they were already</p> <p>2 filled out. The previous two, the \$100 and \$125, were</p> <p>3 blank.</p> <p>4 MR. BARRY: Who gave those to you? Allegedly</p> <p>5 gave those to you? Who gave them to you?</p> <p>6 MR. BROWN: I believe it was Lorraine Green</p> <p>7 and Howard Brooks.</p> <p>8 MR. BARRY: Where did they give them to you?</p> <p>9 Where were they when they gave them to you?</p> <p>10 (Pause)</p> <p>11 MR. BROWN: It had to be by Union Station I</p> <p>12 believe it was.</p> <p>13 MR. BARRY: And you are clear that the two of</p> <p>14 them were together -- we're talking about the gray</p> <p>15 Volkswagen time? That's when it happened?</p> <p>16 MR. BROWN: Yes.</p> <p>17 MR. BARRY: So those three money orders,</p> <p>18 which you have Exhibit 1, came from Howard Brooks and</p> <p>19 Lorraine Green in front of Union Station while they</p> <p>20 were sitting --</p> <p>21 MR. BROWN: I'm can't be -- I'm not going to</p> <p>22 say definitively, but --</p>	249	<p>1 Secondly, I want to repeat myself by saying</p> <p>2 that Mayor Gray has an outstanding record of public</p> <p>3 service to this community, a man of great integrity, of</p> <p>4 great commitment to this community. He's admitted</p> <p>5 already he made some political mistakes during this,</p> <p>6 which is normal for people in public office --</p> <p>7 MR. BROWN: He lied to the public --</p> <p>8 MR. BARRY: May I finish. Don't interrupt me</p> <p>9 -- and that I doubt very seriously a lot of the things</p> <p>10 you said are accurate and true. I said the same thing</p> <p>11 about Lorraine Green, having 31 years of public</p> <p>12 service, and that all these allegations -- in America,</p> <p>13 you are innocent until proven guilty, and I'm going --</p> <p>14 MR. BROWN: Including me, right?</p> <p>15 MR. BARRY: I'm --</p> <p>16 MR. BROWN: All right.</p> <p>17 MR. BARRY: I don't care what --</p> <p>18 MR. BROWN: I'm in America too.</p> <p>19 MR. BARRY: Well, are you?</p> <p>20 (Commotion from audience.)</p> <p>21 MR. BARRY: The point I'm making here is I</p> <p>22 want the public to understand that this Council</p>

# Capital Reporting Company

## D.C. Council- Brown Testimony 06-06-2011

250	<p>1 believes in and respects the laws of the land and</p> <p>2 believes in innocent until proven guilty and --</p> <p>3 MR. BROWN: Half of the Council is under</p> <p>4 investigation including Harry Thomas today --</p> <p>5 MR. BARRY: Mr. Brown --</p> <p>6 MR. BROWN: -- and you're telling me</p> <p>7 integrity?</p> <p>8 MR. BARRY: Mr. Brown --</p> <p>9 MR. BROWN: You got to be kidding me. You</p> <p>10 don't even --</p> <p>11 MR. BARRY: May I --</p> <p>12 MR. BROWN: -- have the tags on your car.</p> <p>13 MR. BARRY: May I finish --</p> <p>14 MR. BROWN: You got to be kidding me.</p> <p>15 (Commotion from audience.)</p> <p>16 MR. BARRY: Yes. That's my --</p> <p>17 MR. BROWN: You got to kidding.</p> <p>18 MR. BARRY: Now you're out of your goddamn --</p> <p>19 MR. BROWN: You got locked up by the same FBI</p> <p>20 I'm talking to. You got to be kidding me.</p> <p>21 (Chairperson Cheh bangs gavel.)</p> <p>22 MS. CHEH: Mr. Brown.</p>	252
251	<p>1 MR. BARRY: You know you're out of your</p> <p>2 goddamn mind, all right.</p> <p>3 (Commotion from audience.)</p> <p>4 MR. BARRY: I'm sorry, Madam Chair.</p> <p>5 MS. CHEH: Mr. Barry. No --</p> <p>6 (Commotion from audience.)</p> <p>7 MR. BARRY: I'm (inaudible) up. I'm</p> <p>8 finishing up. I want the public to know --</p> <p>9 MS. CHEH: Wait a minute.</p> <p>10 MR. BROWN: I respect you, but don't sit</p> <p>11 there and tell me that I'm making this up, and I'm not.</p> <p>12 MR. BARRY: Madam Chair.</p> <p>13 MR. BROWN: And how great the Mayor, and he's</p> <p>14 a liar.</p> <p>15 MS. CHEH: Mr. Brown --</p> <p>16 MR. BARRY: I want the public to understand -</p> <p>17 -</p> <p>18 MS. CHEH: -- you have your opinion. Mr.</p> <p>19 Barry is --</p> <p>20 MR. BARRY: -- this Councilmember --</p> <p>21 MS. CHEH: -- making a statement on the</p> <p>22 record.</p>	253

# Capital Reporting Company

## D.C. Council- Brown Testimony 06-06-2011

254	<p>1 MR. BROWN: If he's so innocent --</p> <p>2 MR. BARRY: Thank you, Madam Chair</p> <p>3 MR. BROWN: -- why did he insert --</p> <p>4 MR. BARRY: Thank you very much.</p> <p>5 MR. BROWN: -- in the (inaudible) --</p> <p>6 MS. CHEH: Thank you very much, Mr. Barry.</p> <p>7 MR. BROWN: -- whatever.</p> <p>8 MS. CHEH: Thank you --</p> <p>9 (Commotion from female audience</p> <p>10 member.)</p> <p>11 FEMALE AUDIENCE MEMBER: (inaudible).</p> <p>12 MS. CHEH: Ma'am, I'm going to have you</p> <p>13 removed. If there's another outburst by you --</p> <p>14 FEMALE AUDIENCE MEMBER: -- (inaudible).</p> <p>15 MS. CHEH: -- you will be removed.</p> <p>16 FEMALE AUDIENCE MEMBER: -- (inaudible) man</p> <p>17 for years --</p> <p>18 MS. CHEH: Do we have a --</p> <p>19 FEMALE AUDIENCE MEMBER: -- (inaudible) --</p> <p>20 MS. CHEH: Could we have her removed please</p> <p>21 from the hearing room.</p> <p>22 FEMALE AUDIENCE MEMBER: -- (inaudible) --</p>	256	<p>1 MR. BROWN: And can I have a brief recess to</p> <p>2 use the bathroom please?</p> <p>3 MS. CHEH: It'll be very brief, and then we</p> <p>4 can go.</p> <p>5 MR. BROWN: I need to use the bathroom. All</p> <p>6 due respect, I got to use the bathroom.</p> <p>7 MS. CHEH: Okay. I'll give --</p> <p>8 (Commotion from male audience member.)</p> <p>9 (Laughter from audience.)</p> <p>10 MS. CHEH: We will recess for five minutes</p> <p>11 and resume at 5 till 6:00.</p> <p>12 (Off the record)</p> <p>13 (On the record)</p> <p>14 MS. CHEH: We are back on the record. Are we</p> <p>15 ready to go with the technical people? Yes?</p> <p>16 Okay, Mr. Brown, I just have a couple of</p> <p>17 questions and I believe this may wrap it up. You had</p> <p>18 said earlier that you had a personal bank account at</p> <p>19 around the time that you received the monies, alleged</p> <p>20 that you received from the Gray campaign. Can you give</p> <p>21 me the name of that bank? And which branch?</p> <p>22 MR. BROWN: Bank of America.</p>
255	<p>1 MS. CHEH: Thank you very much.</p> <p>2 FEMALE AUDIENCE MEMBER: -- (inaudible) --</p> <p>3 MS. CHEH: Thank you.</p> <p>4 FEMALE AUDIENCE MEMBER: -- (inaudible) --</p> <p>5 MS. CHEH: You're going to go the way the</p> <p>6 officer directs you.</p> <p>7 FEMALE AUDIENCE MEMBER: -- (inaudible) --</p> <p>8 MS. CHEH: This way.</p> <p>9 FEMALE AUDIENCE MEMBER: -- but a witch hunt.</p> <p>10 MS. CHEH: This way.</p> <p>11 FEMALE AUDIENCE MEMBER: -- (inaudible). I'm</p> <p>12 innocent. I'm not raising my hand or nothing.</p> <p>13 MS. CHEH: Mr. Brown, you had testified --</p> <p>14 (Commotion from female audience</p> <p>15 member.)</p> <p>16 MS. CHEH: Mr. Brown, you had testified that</p> <p>17 you had a personal bank account at the same time you</p> <p>18 were receiving money from the Gray campaign. Do you</p> <p>19 recall that?</p> <p>20 MR. BROWN: I'm a grown man. All grown men</p> <p>21 have bank accounts.</p> <p>22 MS. CHEH: Well, okay --</p>	257	<p>1 MS. CHEH: Here in D.C.?</p> <p>2 MR. BROWN: That is correct.</p> <p>3 MS. CHEH: Okay. Do you know which branch</p> <p>4 you banked at?</p> <p>5 MR. BROWN: I don't bank at a certain branch.</p> <p>6 MS. CHEH: Okay. Do you know where you</p> <p>7 opened you're account?</p> <p>8 MR. BROWN: Yes.</p> <p>9 MS. CHEH: Which bank?</p> <p>10 MR. BROWN: In New York city.</p> <p>11 MS. CHEH: And so you transferred it down</p> <p>12 here?</p> <p>13 MR. BROWN: You don't transfer. Bank of</p> <p>14 American is Bank of America.</p> <p>15 MS. CHEH: Okay. And then, I have another</p> <p>16 question for you. Where your personal and your</p> <p>17 campaign accounts both at Bank of America?</p> <p>18 MR. BROWN: Pardon me?</p> <p>19 MS. CHEH: Where you personal and your</p> <p>20 campaign bank accounts at Bank of America?</p> <p>21 MR. BROWN: No -- well, technically yeah but</p> <p>22 I believe I closed my personal account when I started</p>

Capital Reporting Company  
D.C. Council- Brown Testimony 06-06-2011

<p style="text-align: right;">258</p> <p>1 the campaign because of conflict of interest. 2 MS. CHEH: So, when you said you had a 3 personal bank account when you received these monies 4 that you alleged, you didn't have -- because you closed 5 it at the time -- I'm confused. 6 MR. BROWN: Well, this is an unusual question 7 and I don't really want to give you a definitive answer 8 because I would have to look at the actual bank records 9 to see. 10 MS. CHEH: Okay but you think you had - but 11 you closed your account when you started - 12 MR. BROWN: I think I had one at that time 13 and I believe at some point I think I closed it. I'm 14 not sure on that but I'll have to check and see. 15 MS. CHEH: Okay, well, we would like to have 16 that information. Did you have an account at any other 17 bank? We will subpoena these records and that is why I 18 need to know. 19 MR. BROWN: You can do all of the subpoenaing 20 you want. No, I'm not a millionaire. I only had one 21 little bank account and that's it. Easy. 22 MS. CHEH: Now you had said earlier that at</p>	<p style="text-align: right;">260</p> <p>1 time. It was the media who characterized it as attacks. 2 I'm just using the terminology since everyone has been 3 using it. 4 MS. CHEH: Okay. 5 MR. BROWN: But if you go back and look at 6 the actual footage of the different debates and things 7 of that nature, I never said anything to Adrian Fenty 8 that wasn't true. 9 MS. CHEH: Okay but what I am asking you, has 10 there been any other campaigns in which you were either 11 solicited or you offered - 12 MR. BROWN: No. 13 MS. CHEH: -- to oppose another candidate - 14 MR. BROWN: No. 15 MS. CHEH: -- in exchange for a job or money 16 - 17 MR. BROWN: No. 18 MS. CHEH: -- of a thing of value? 19 MR. BROWN: No. 20 MS. CHEH: Okay, now, at the out-set of the 21 hearing we had served you with a subpoena for various 22 documents but based upon your testimony here today</p>
<p style="text-align: right;">259</p> <p>1 some of the forums the Mayor gave you notes or you sat 2 next to each other and he gave you notes about what he 3 wanted you to respond or do. Do you have copies of any 4 of those or anything you can give to the committee in 5 that regard? 6 MR. BROWN: I would have to take a look and 7 see. 8 MS. CHEH: Okay, we would like to have 9 anything that you have that would corroborate what you 10 were saying. 11 And then, I want to ask you, have there been 12 any other campaigns in the past where you have made any 13 offers to attack or oppose another candidate in 14 exchange for a job or money or anything of value? 15 MR. BROWN: Could you rephrase that? 16 MS. CHEH: Have there been any other 17 campaigns in the past where you have made an offer to 18 attack or oppose a candidate in the campaign in 19 exchange for a job or money or anything of value? 20 MR. BROWN: Well, I didn't make an offer, 21 even in this case. I was solicited, that's number one. 22 And number two, it was just my campaign style at the</p>	<p style="text-align: right;">261</p> <p>1 there may be additional items that the committee would 2 seek. So at this time I'm going to have you served 3 with a revised for additional documents. 4 Mr. Catania, do you have any further 5 questions? Mr. Berry is not present. Mr. Brown, thank 6 you very much for you - 7 MR. BROWN: Before you conclude, I just want 8 to state something for the record. During the brief 9 recess for the bathroom break I was approached by the 10 protective services office here in the building and 11 they wanted me to turn over my government ID to them 12 for whatever legal grounds but that's fine. I respect 13 it - legal authority. I wanted to put it on the record 14 that I'm going to release this to them upon their 15 request. 16 MS. CHEH: Okay. 17 MR. BROWN: This is evidence in the case, this 18 has already been photographed by the Federal Bureau of 19 Investigations and -- I believe that they may be 20 looking for this later so you may not want to lose it. 21 MS. CHEH: Okay, when the officers take 22 custody --</p>

Capital Reporting Company  
D.C. Council- Brown Testimony 06-06-2011

<p style="text-align: right;">262</p> <p>1 MR. BROWN: It's evidence in the case. 2 MS. CHEH: -- when the officers take custody, 3 could you mark it and put it in a secure place? Thank 4 you. So if it is wanted we can have access to it. 5 MR. BROWN: And I'm requesting, if you could, 6 I have a copy of it before you give it to them. 7 MS. CHEH: Would you make a copy and give him 8 a receipt that you received it? You don't have to take 9 it now. I'll close the hearing - 10 MR. BROWN: No, he can take it now. 11 MS. CHEH: I'll close the hearing now. Thank 12 you very much, Mr. Brown. We are not going to adjourn, 13 we are going to recess this hearing because we may have 14 additional witnesses so we may be back in session at 15 some point. We stand recessed and the time is now 16 6:10. Thank you all very much. 17 (Whereupon, Council of the District Of 18 Columbia Committee On Government 19 Operations And The Environment Public 20 Oversight Roundtable was in recess.) 21 22</p>	
<p style="text-align: right;">263</p> <p>1 CERTIFICATE OF TRANSCRIBER 2 3 I, DERICK MARX RAWLS, do hereby certify that this 4 transcript was prepared from audio to the best of my 5 ability. I am neither counsel nor party to this action 6 nor am I interested in the outcome of this action. 7 8 9 10 11 12 13 14 15 16 17 _____ 18 DERICK MARX RAWLS 19 20 21 22</p>	



Capital Reporting Company  
D.C. Council- Brown Testimony 06-06-2011  
Page 1

<hr/> <p style="text-align: center;">\$</p> <hr/> <p><b>\$1,000</b> 65:9</p> <p><b>\$100</b> 21:17 41:20 42:7,8 50:9,10 207:2 246:21,22 247:1,2</p> <p><b>\$100,000</b> 17:11 148:7 153:21 154:9 155:2,13,21 190:16</p> <p><b>\$110,000</b> 153:22 154:20</p> <p><b>\$125</b> 246:21 247:2</p> <p><b>\$135,000</b> 190:17</p> <p><b>\$15,000</b> 98:11</p> <p><b>\$150</b> 52:17 68:17 69:15</p> <p><b>\$150,000</b> 153:21 155:2,13</p> <p><b>\$2,000</b> 206:9,12</p> <p><b>\$225</b> 207:2</p> <p><b>\$25</b> 21:17 41:20 42:7 50:11 246:22 247:1</p> <p><b>\$276.83</b> 100:18 207:18</p> <p><b>\$335</b> 42:8 207:2 246:22 247:1</p> <p><b>\$50</b> 53:13</p> <p><b>\$500</b> 43:19 44:9 47:19,21 48:5 51:14 52:17 53:13 68:17 69:15 99:22 205:4</p> <p><b>\$600</b> 10:11 65:11</p> <p><b>\$660</b> 207:3</p>	<p><b>\$750</b> 11:3 12:6 14:2 17:17,22 18:6,12 19:18,20 205:19 216:13 218:8 219:2 220:5 224:16 231:11 237:8 240:16 241:4,17</p> <p><b>\$80,000</b> 154:5,7 155:22</p> <hr/> <p style="text-align: center;">1</p> <hr/> <p><b>1</b> 26:10 40:13,16 42:2 46:2 57:5,6,13 59:10 125:2 126:2 134:4 245:21 246:1,2,4,6,12 247:18</p> <p><b>10</b> 91:14 122:10 125:4,11 200:4</p> <p><b>10,000</b> 60:5</p> <p><b>100</b> 140:11</p> <p><b>10-minute</b> 6:21 32:15 36:4,10 91:7</p> <p><b>11</b> 119:7 125:5,11 146:15 156:16,19,20,21, 22 186:11</p> <p><b>110</b> 140:11</p> <p><b>1350</b> 1:15</p> <p><b>14085332525</b> 53:15</p> <p><b>140853325524</b> 53:16</p> <p><b>14th</b> 43:9 52:16 68:16</p> <p><b>15</b> 32:15 36:4,16 37:16 38:12 64:3</p>	<p>156:4</p> <p><b>150</b> 17:11 140:11</p> <p><b>15-minute</b> 36:5 37:16 63:22 64:3</p> <p><b>15th</b> 5:2,3 114:19 156:2</p> <p><b>17</b> 70:11 189:19</p> <p><b>1st</b> 26:6</p> <hr/> <p style="text-align: center;">2</p> <hr/> <p><b>2</b> 21:12 42:21 44:20 46:2 151:21 152:2,21 246:1</p> <p><b>20</b> 231:21</p> <p><b>2000</b> 143:1</p> <p><b>20004</b> 1:16</p> <p><b>2009</b> 27:21 97:4,5,6</p> <p><b>2010</b> 5:21 6:16 14:2 21:16 27:19 36:4,16 37:16 38:13 39:9 41:19 52:14 55:1,17,20 56:2,16,20 57:13 59:10 64:3 68:9,14 100:18 121:5 122:1 123:21 125:2 126:2 232:8 236:21 237:7 246:20</p> <p><b>2011</b> 1:13 27:20 108:15 122:10 123:22 140:21</p> <p><b>2014</b> 108:15</p> <p><b>21</b> 189:20</p> <p><b>2121</b> 52:16 68:16</p> <p><b>220</b> 108:6</p>	<p><b>23</b> 11:13 18:11 22:22 25:7 204:6 207:19 232:8 236:21</p> <p><b>24</b> 14:1 19:12 22:8,17,18 26:4,10 38:6 40:13 54:22 55:1 147:2 155:18 204:10 216:16 237:7 240:10</p> <p><b>24th</b> 23:1</p> <p><b>25</b> 160:7</p> <p><b>25:26</b> 31:4</p> <p><b>2587</b> 50:12</p> <p><b>27</b> 97:5</p> <p><b>28</b> 21:16 41:19 42:18,19 245:20 246:15,16,20</p> <p><b>28th</b> 42:17</p> <p><b>29</b> 56:19 134:4</p> <p><b>29th</b> 56:6,7 57:1</p> <p><b>2nd</b> 26:6</p> <hr/> <p style="text-align: center;">3</p> <hr/> <p><b>3</b> 2:3 53:17 92:13</p> <p><b>3:00</b> 91:7 143:5</p> <p><b>3:35</b> 91:12</p> <p><b>30</b> 34:22 41:8 111:21 112:12</p> <p><b>30-some</b> 191:3</p> <p><b>31</b> 108:15 141:5,16,18,19 142:6,16 147:2 152:2 162:1 191:7 249:11</p> <p><b>31st</b> 166:12</p> <p><b>35</b> 75:3 111:21</p>
---	---	---	---

Capital Reporting Company  
D.C. Council- Brown Testimony 06-06-2011  
Page 2

<hr/> <p style="text-align: center;">4</p> <hr/> <p><b>4</b> 2:12 43:2,5,8 52:14,15,19 53:3,10 54:1,11 58:6 68:14,19,20 69:4,12 92:14 100:3,4 102:15,16 182:11</p> <p><b>4:00</b> 143:5,6 <b>40140853324641</b> 51:15 <b>441</b> 142:8 <b>4th</b> 68:9</p> <hr/> <p style="text-align: center;">5</p> <hr/> <p><b>5</b> 91:7,8 256:11 <b>5:03</b> 122:10</p> <hr/> <p style="text-align: center;">6</p> <hr/> <p><b>6</b> 1:13 2:8 <b>6:00</b> 256:11 <b>6:10</b> 262:16 <b>68902662543</b> 50:10 <b>68902662587</b> 50:11 <b>6892662554</b> 50:9</p> <hr/> <p style="text-align: center;">7</p> <hr/> <p><b>7</b> 2:13 55:2 58:7 100:18 106:11 126:9 134:8 236:4 <b>701</b> 42:16 <b>7-month-olds</b> 90:11 <b>7th</b> 134:13</p>	<hr/> <p style="text-align: center;">8</p> <hr/> <p><b>8</b> 2:11 34:20 82:22 <b>8:30</b> 232:10 <b>8:35</b> 11:13 237:2 <b>80</b> 200:1,4 <b>800</b> 200:5</p> <hr/> <p style="text-align: center;">9</p> <hr/> <p><b>9</b> 60:5</p> <hr/> <p style="text-align: center;">A</p> <hr/> <p><b>a.m</b> 122:10 <b>ability</b> 263:5 <b>able</b> 93:4 208:12 239:18 <b>absolutely</b> 144:18 178:17 <b>abusing</b> 225:22 <b>accepting</b> 172:19,21 <b>access</b> 262:4 <b>according</b> 22:4 118:21 <b>account</b> 101:9 227:3,6,10,13,16 255:17 256:18 257:7,22 258:3,11,16,21 <b>accountant</b> 200:8,10 <b>accounting</b> 109:19 112:4 117:16 <b>accounts</b> 255:21 257:17,20 <b>accumulated</b> 8:7 <b>accumulative</b> 228:1</p>	<p><b>accurate</b> 82:8 205:9 206:4 249:10 <b>accused</b> 8:17 <b>acknowledged</b> 213:20 <b>across</b> 61:20 157:16 243:5 <b>act</b> 171:21 <b>acted</b> 192:22 <b>acting</b> 152:1,7,20 193:2 <b>action</b> 108:5 173:2 263:5,6 <b>actions</b> 73:16 <b>activities</b> 214:3,4 <b>activity</b> 69:21 <b>actual</b> 4:17 9:11 48:1 108:12 112:15 258:8 260:6 <b>actually</b> 4:10 14:4 26:7 66:16 79:21 81:10 100:21 106:20 117:17 121:17 127:20 140:5 142:4,9 145:6 148:9,21 150:9 157:2 158:5 159:2 186:19 187:10 189:2 210:11 216:10 227:19 <b>add</b> 206:6 <b>addition</b> 5:22 8:14 9:3 39:16 69:21 231:5,8 <b>additional</b> 27:10 39:13 76:9 209:9</p>	<p>230:8 261:1,3 262:14 <b>addressed</b> 107:9 <b>addresses</b> 131:21 <b>adds</b> 67:18 <b>adjourn</b> 262:12 <b>adjourns</b> 168:3 <b>administration</b> 117:16 123:9 137:6 <b>admission</b> 166:17 177:4 <b>admitted</b> 34:5,10 249:4 <b>Adrian</b> 8:13 9:16 72:15 73:3 165:9 188:17 212:20 260:7 <b>advance</b> 43:4 <b>advertisement</b> 168:12 <b>advise</b> 3:16 <b>advising</b> 109:3 <b>affairs</b> 93:19 119:19 120:1 225:11 <b>affirm</b> 3:10 <b>affirmed</b> 67:15 <b>afternoon</b> 104:13 143:4 <b>against</b> 106:10 116:4 <b>agency</b> 112:22 118:10 119:2,6 142:5 <b>agitated</b> 164:6 165:16</p>
--	--	---	--

Capital Reporting Company  
D.C. Council- Brown Testimony 06-06-2011  
Page 3

<p><b>agitation</b> 165:21</p> <p><b>ago</b> 28:4 40:17 65:19 139:15</p> <p><b>agreed</b> 13:12 195:7</p> <p><b>agreement</b> 39:12 90:9 94:4,6,10,17 98:4,16,18 103:4 110:19 114:18 138:2 140:7 155:1,3,7,12,14 156:7,10 159:19 211:20 212:7</p> <p><b>ahead</b> 98:2 232:5</p> <p><b>Ahh</b> 5:11</p> <p><b>air</b> 32:5 173:2 177:19</p> <p><b>AKA</b> 92:15</p> <p><b>Alan</b> 148:2,9</p> <p><b>Alexander</b> 2:13 52:21 54:3 58:7,13,15 59:6 68:20 104:12,13 105:2,4,11,12,14 107:21 182:21 183:4</p> <p><b>allegation</b> 181:11</p> <p><b>allegations</b> 10:3,4 79:16 85:21,22 89:1 92:5 173:22 191:1 193:7 197:2,7,8 249:12</p> <p><b>allege</b> 174:3</p> <p><b>alleged</b> 4:14 127:10 129:18 131:5 160:3 168:15 256:19 258:4</p> <p><b>allegedly</b> 129:20</p>	<p>130:5,6,9 159:20 189:18 243:4 247:4</p> <p><b>alliances</b> 106:17</p> <p><b>allow</b> 29:2 36:17 74:3 90:4 99:11</p> <p><b>allowing</b> 107:17 212:21</p> <p><b>allude</b> 209:10</p> <p><b>already</b> 11:10 17:21 29:18 33:22 35:8 36:22 37:4 42:14 67:5 72:15 85:13 92:15 100:13 111:6,19 112:19 113:9 115:9 119:14 121:7,10 131:20 136:16 137:21 138:8,12 141:15 142:1 152:1,20 155:21 157:20 160:9,13 164:12 165:1 167:7 207:20 225:1 226:20 227:7 234:9 235:6,11 236:7 247:1 249:5 261:18</p> <p><b>am</b> 29:22 72:19 80:2 128:20 152:22 171:17 212:9 213:9 229:21 260:9 263:5,6</p> <p><b>ambiguity</b> 158:3</p> <p><b>ambiguous</b> 39:1</p> <p><b>Amendment</b> 4:1</p> <p><b>America</b> 249:12,18</p>	<p>256:22 257:14,17,20</p> <p><b>American</b> 257:14</p> <p><b>among</b> 92:11 106:18 119:17</p> <p><b>amount</b> 10:10 60:16 65:10,11 97:16 148:16 154:20 190:18 228:16 242:20</p> <p><b>amounts</b> 65:8 148:6</p> <p><b>analogy</b> 168:18 191:21</p> <p><b>Angela</b> 54:18</p> <p><b>angry</b> 56:12</p> <p><b>announcement</b> 112:14,16</p> <p><b>answer</b> 3:22 16:2 32:5,9,10,20 33:14 35:18,20,21 36:20 37:7,8,10,14 40:10 48:20,21,22 49:8 66:3 67:4 70:19 72:11 85:4 86:10,11,12,16 95:12 97:18,21 99:10,11,15 122:8 128:11,15,20,22 129:2 163:12 167:9,12 170:10 172:7,16 194:21 204:15 214:6,20 220:9 226:9,18 232:3,6 233:18 234:8,15 237:12 238:4,16,17 239:10,11</p>	<p>242:16 258:7</p> <p><b>answered</b> 49:15,17 222:3 226:21,22 227:8 234:9 238:10,11,20</p> <p><b>answering</b> 36:19 51:3 70:18 163:5 171:5,15 223:21 226:17</p> <p><b>answers</b> 32:7 35:3,19 45:2 91:21 93:12 237:15</p> <p><b>anticipated</b> 17:16</p> <p><b>antiquated</b> 144:20</p> <p><b>Antoine</b> 202:5 204:18 207:4</p> <p><b>anybody</b> 84:1 101:14,15 102:7,12 104:5 118:13 132:15 146:22 152:7 183:12 185:16,17 203:19 204:2 253:18</p> <p><b>anymore</b> 171:10</p> <p><b>anyone</b> 32:3,20 127:12 130:7 157:11 168:19,20 174:8</p> <p><b>anything</b> 20:5 47:11 63:13,18 64:6 103:22 107:13 109:15 149:14 151:4 164:11 166:3,19 174:7 175:9 183:16 206:14 217:15 218:10 219:7 221:20</p>
--	--	--	---

Capital Reporting Company  
D.C. Council- Brown Testimony 06-06-2011  
Page 4

224:2 229:15 233:15 240:19,22 242:7 243:13 245:18 259:4,9,14,19 260:7 <b>anyway</b> 126:12 134:1 <b>anywhere</b> 140:10 143:21 185:8 <b>apiece</b> 43:19 <b>apologize</b> 120:19 144:8 240:7 <b>apologized</b> 164:13 <b>apologizing</b> 144:2 <b>apparently</b> 28:6 101:20 127:4 135:13 <b>appear</b> 62:16 73:16 93:13 94:11,18 <b>appeared</b> 22:6 141:21 <b>appears</b> 172:12 203:6,9 <b>apply</b> 114:1 <b>appointed</b> 107:2 118:22 188:17 <b>appointees</b> 146:19 <b>appointment</b> 78:20 <b>appreciate</b> 97:21 168:12,18 <b>approach</b> 92:2 <b>approached</b> 7:18 53:2 69:4 261:9 <b>appropriate</b> 29:22 <b>approximate</b>	140:20 <b>approximately</b> 11:13 13:3 40:16,18 41:12 75:2 111:21 140:13,16 162:2 166:21 236:22 <b>approximating</b> 157:1 <b>area</b> 11:11 14:9 73:12 112:4 119:18 215:21 <b>areas</b> 109:18 119:19 197:6 <b>arguing</b> 87:17 <b>argument</b> 176:13 <b>arose</b> 75:17 <b>arranged</b> 11:10 111:13 <b>arrangement</b> 38:4 160:3 170:5,8 172:9,18,22 177:3 <b>arrived</b> 121:10 185:15 <b>article</b> 4:11 10:7,12 22:13 23:21 24:2,15 25:21 29:16 100:13 101:18,20 148:4,5,9 195:9 205:18,20 <b>articles</b> 8:4 82:17 100:19 130:21 207:20 <b>aside</b> 78:1 <b>aspect</b> 106:21 <b>assassination</b> 89:9	180:7 <b>assertion</b> 8:11,19 9:9 <b>assigned</b> 187:19 <b>assignment</b> 144:14 186:18,19,21 187:3,9,10,13 <b>assistant</b> 73:2 108:1,4 109:7,15 118:9,19 119:15 122:14 143:19 151:11,18 154:1,3 156:14 <b>assisted</b> 127:11 214:1 <b>associated</b> 44:4 <b>association</b> 92:17 <b>assume</b> 14:10 154:22 176:6 223:17 <b>assumed</b> 79:3 160:21 <b>assuming</b> 174:1 222:7 <b>assumptions</b> 161:1 <b>assured</b> 38:13 76:3,4 111:2 165:5 <b>At-Large</b> 2:7 <b>atmosphere</b> 60:6 <b>attached</b> 48:14 122:11 <b>attack</b> 5:20 9:16 37:20 64:4 66:14 237:8 259:13,18 <b>attacks</b> 14:4 17:9 177:5 260:1 <b>attempted</b> 182:17	<b>attend</b> 95:13 <b>attendance</b> 106:2 <b>attended</b> 92:12 104:19 115:17 180:3 <b>attention</b> 188:22 232:14 233:4 <b>attorney</b> 27:17 47:1 73:2 93:18 230:12 <b>attorney-client</b> 4:3 <b>Attorney's</b> 9:9 128:1 <b>attribute</b> 206:2 <b>audience</b> 80:6,7 92:20 109:2 133:17,20,22 169:16,18,22 170:1 199:1 235:13,16,19 249:20 250:15 251:3,6 252:11,12,14 253:10 254:9,11,14,16,1 9,22 255:2,4,7,9,11,1 4 256:8,9 <b>audio</b> 263:4 <b>audit</b> 109:18 112:4 117:16 126:22 135:9 138:14 147:16,17 188:3 <b>audited</b> 100:20 <b>auditor</b> 244:4 <b>auditorium</b> 42:16 <b>audits</b> 117:18 157:13 <b>August</b> 42:21
---	--	---	---

Capital Reporting Company  
D.C. Council- Brown Testimony 06-06-2011  
Page 5

52:14 68:7,14 100:3 102:15 205:4 <b>authentic</b> 172:20 <b>authority</b> 108:5 119:21 225:22 261:13 <b>automatically</b> 115:20 <b>automobile</b> 215:13 <b>available</b> 54:6 <b>Ave</b> 1:15 <b>Avenue</b> 42:16 55:8 <b>aware</b> 102:6,12 104:4 121:6,11,20,22 122:2 161:10 <b>away</b> 124:7,17 177:22  <hr/> <p style="text-align: center;">B</p> <hr/> <b>B.S</b> 170:15 <b>bachelor's</b> 117:15 <b>background</b> 54:15 117:17 118:18 121:8,11,17,22 122:11,18 152:12,13 156:18 <b>backing</b> 235:8 <b>backwards</b> 155:20 <b>bad</b> 150:17 228:22 <b>badgering</b> 237:20 <b>baffling</b> 158:9 <b>bags</b> 212:10 <b>balance</b> 101:3 <b>ball</b> 176:3 180:16	<b>ballot</b> 70:12,13,15 95:9 <b>banged</b> 172:4 <b>bangs</b> 31:11 33:10 169:21 250:21 <b>bank</b> 26:6 227:3,6,9,13,15 255:17,21 256:18,21,22 257:5,9,13,14,17 ,20 258:3,8,17,21 <b>banked</b> 257:4 <b>Banks</b> 119:12 151:21 152:11,19 <b>barely</b> 27:7 <b>barking</b> 209:12 <b>Barry</b> 2:11 5:7 52:20 54:4 68:20 73:9,10,14,19 74:16,22 75:4,7,12 78:6,9 79:3,14 80:4,9,12,15,18 81:12,19,21 82:3,7,9,12,15 83:6,11,18 84:11,13,15,16,1 8 85:3,14,16,18 86:2,5,8,12,14,1 7,20,22 87:4,6,10,12,14, 17,20,22 88:3,10,13,15,17 ,20,22 89:6 90:15,16 132:7,8,19,21 133:4,5,10,13,15 ,21 134:1,10,13,15,1 7 135:18,21	136:3,13,15,18,2 0 137:12,14,16,19 138:18,20 139:3,6,13,20 140:4,9,12,16,22 141:3,6,8 142:2,4,7,12,14, 17,20,22 143:4,6,8,13,15, 17,20 144:1,10,12 155:1 182:7,8,16 183:15,21 184:2,5,8,15 185:1,5,7,15 186:6,10,15,17 187:1,3,6,8,13,2 1 188:1,5,7,13 189:5,8,10,15,17 190:1,3,5,7,14,2 1 191:13,16,18,20 192:1,3,7,11 193:13,16,18,21 194:5,7,13,15,17 ,22 195:14,17,19 196:1,3,5,7,9,13, 17,21 197:19,21 198:1,5,11,13,16 ,18,22 213:17,19 215:5 230:2 239:13,14,16,19, 21 240:1,3,14,16,19 ,22 241:3,6,8,11,16, 20 242:2,5,9,12,19 243:1,3,8,13,16, 19,22 244:4,8,12,17,19 245:4,6,10,13,16 ,19,21 246:2,6,8,10,12,	16,18 247:4,8,13,17 248:1,6,10,13,17 ,20 249:8,15,17,19,2 1 250:5,8,11,13,16 ,18 251:1,4,5,7,12,1 6,19,20 252:1,2,3,6,7,13, 15,19,22 253:6,9,11 254:2,4,6 <b>base</b> 154:7,10 212:20 <b>based</b> 201:17 248:22 260:22 <b>bases</b> 10:20 <b>basically</b> 76:11 141:12,21 152:13 166:2 <b>basing</b> 152:9 176:8 178:6 <b>basis</b> 10:4 176:7,12,16 <b>bathroom</b> 90:22 91:5 256:2,5,6 261:9 <b>beard</b> 28:21 <b>became</b> 106:19 173:1,3 <b>befitting</b> 242:14 <b>begin</b> 4:10 <b>beginning</b> 10:20 21:11 39:17 85:15 98:21 99:1 156:1 214:11 223:20 237:5 <b>behalf</b> 9:15 38:5
---	--	---	--

Capital Reporting Company  
D.C. Council- Brown Testimony 06-06-2011  
Page 6

61:6 119:2,22 123:5,12 136:9 137:2,5 160:8 187:11 214:5 <b>behavior</b> 150:15 152:11 <b>behind</b> 214:3 <b>belief</b> 66:16 <b>believe</b> 4:16 20:19 26:7,15 36:21 41:10 43:3 47:3 49:10,11 50:1 54:4 60:4 62:2 64:1,12,17 65:7 66:15 67:2,5,10,14 69:20 70:2 73:8 74:20 81:8 82:1,18 96:6 100:10 108:18 119:11 121:4 122:16 137:8 140:20 143:14 145:7 148:2 162:10 165:13 182:21 183:11 185:19 186:8 187:11 189:14 191:11,13 201:15 218:12 222:1 223:12 224:10,22 228:3 231:20 241:22 244:2 247:6,12 253:16 256:17 257:22 258:13 261:19 <b>believed</b> 63:16 114:4 119:11 141:17 194:18 <b>believes</b> 250:1,2 <b>bells</b> 130:20	<b>belong</b> 150:16 <b>benefactor</b> 168:14,15 <b>beneficial</b> 46:8,12 <b>benefit</b> 85:10 198:3 <b>Bernice</b> 129:5,6 130:2 <b>Bernice's</b> 129:9 <b>Berry</b> 261:5 <b>besides</b> 8:5 129:22 <b>best</b> 37:20 64:4 197:3 248:11 263:4 <b>bet</b> 91:6 <b>betraying</b> 175:9 <b>beyond</b> 227:16,21 228:8 <b>bigger</b> 228:18 <b>bills</b> 114:22 <b>bit</b> 199:20 <b>black</b> 97:8,9 114:2 <b>Blackburn</b> 6:15 11:14 14:14 22:22 232:10 237:2 <b>blah</b> 136:11 <b>blank</b> 19:21 42:11 100:8,10 131:18 132:1 134:22 166:18 247:3 <b>blanks</b> 188:11 <b>blatant</b> 89:21 <b>Block</b> 168:10 <b>bloomed</b> 60:14 <b>blue</b> 22:1,5	<b>blunt</b> 64:8 <b>body</b> 8:18,22 <b>bonuses</b> 154:8,9 155:22 <b>boost</b> 9:17 <b>boot</b> 58:2 <b>born</b> 28:7 <b>bottom</b> 118:2 <b>bound</b> 4:7 <b>Bowser</b> 2:12 58:6 90:16,17,19 91:1,13,16,17 94:10,13,15,17 95:7,10,13,16 96:1,15,18 97:12,14,16,19 98:3,8,12,14,22 99:3,8,13,17,20, 22 100:2,7,9,15 101:1,8,14,22 102:2,6,12,19,22 103:11,14,19,21 104:1,3,10,12 <b>branch</b> 106:8 256:21 257:3,5 <b>breached</b> 39:12 <b>break</b> 90:22 91:2,5,7 261:9 <b>breath</b> 32:11 214:19 <b>Brenda</b> 146:13,20 147:14 151:6 187:12 <b>brief</b> 91:5 94:2 256:1,3 261:8 <b>briefly</b> 198:8 <b>bring</b> 7:8 70:21 80:22 90:4 213:16	<b>bringing</b> 229:5 <b>bro</b> 54:10 <b>broke</b> 8:20 74:13 <b>broken</b> 56:13 <b>Brooks</b> 5:18 9:15 23:13,14 24:2,16 26:11,16,17 28:13 29:8 39:21 40:1,7,11,12,16, 19 41:11 42:22 49:9 52:1,18 53:7,11 55:3 68:18 69:8,13 101:10,15 110:15 127:12 129:18 130:1,6,7,15,18 137:22 138:1 182:19 183:20 201:21 203:1 215:3,11,12 216:20 217:11 218:9 219:6,10,12,14,1 8 220:7,18 223:8 224:5 231:15 243:9,10 247:7,18 <b>Brooks's</b> 8:10 <b>brother</b> 6:2,3 17:10 115:22 126:15 135:2 212:7 237:9 <b>brought</b> 8:2 64:6 73:5 87:15 118:19 121:12 143:12 175:11 188:21 219:5 229:15 <b>Brown</b> 1:10 3:3,4,8,14,15,20 5:4,5,10,12
---	--	--	---

Capital Reporting Company  
D.C. Council- Brown Testimony 06-06-2011  
Page 7

6:6,11,12,14,19, 21 7:4,8,11,15 9:19,22 10:2 11:4,6,8,12,20 12:1,4,6,9,12,14, 17,21 13:1,3,10,14,16 14:1,8,11,14,17 15:2,5,8,13,16,1 8,21 16:2,5,8,13,16,1 9 17:1,8,18 18:1,5,9,16,21 19:3,8,13,15,19 20:2,5,9,13,20 21:1,4,6,16 22:7,12,15,16,20 23:9,13,17,20 24:1,6,8,11,12,1 8,21 25:4,9,12,15,18, 22 26:4,12,19,22 27:3,13,15,17,19 28:1,7,14 29:2,5,13,17 30:4,6,9,13,16,2 0,21 31:1,2,3,5,7,9,13 ,18 32:6,14,17,18 33:1,3,5,8,11,12, 17,18,20,22 34:2,3,6,8,12,14, 15,16,18,20,22 35:4,5,7,8,10,12, 15 36:7,8,13,17 37:2,6,13,15 38:11,12 39:3,14,20,22 40:2,4,6,8,12,22 41:2,7,10,14,18, 19 42:1,6,10,12,20 43:6,8,12,14,15, 18,22	44:2,5,8,9,16,18, 20,22 45:3,9,12,17,21 46:2,5,10,14,16, 20,22 47:8,11,15,21 48:7,10,15,20 49:7,15,18,21 50:3,6,8,13,16,1 8,22 51:2,5,9,11,13,1 8,21 52:6,8,11,14 53:18,19,22 54:14,22 55:5,14,21 56:4,7,9,18 57:1,4,7,10,12,1 4,17,19 58:1 59:8,12,14,20 60:3,7 61:8,12,15,17,19 62:10,21 63:3,6,8,12,19,2 2 64:10,14,22 65:3,7,13,16,19 66:1,3,6,9,12,19, 21 67:1,4,8,20 68:1,3,5,7,9,11,1 4 69:2,17,18,22 70:5,8,10,18,21 71:1,10,13,20 72:1,3,6,9,11,14, 22 73:1,12,13,19 74:19 75:2,5,18 76:3,6,9,13,16,2 0,22 77:2,4,7,12,20,2 2 78:3,7,14,17,19, 22 79:5,8,10,15,21 80:9,20 81:3,14,20 82:1,4,7,18,20,2	2 83:2,4,6,9,11 84:4,6,8,10,11,1 9 85:1,4,15,17 86:1,4,7,10,13,1 5 87:3,5,8,11,13,1 5,17,19,21 88:1,8,11,14,16, 18,21 89:3,7 90:15,18,21 91:4 94:2,7,12,14,16, 20 95:8,12,14,17 96:3,17 97:3,13,15,17,18 ,20 98:7,10,13,20 99:2,6,9,15,18,2 1 100:1,4,8,10,16 101:2,12,17 102:1,3,6,11,13, 20 103:10,12,18,20, 22 104:2,9 105:11,12,13 106:22 107:22 108:3,13,20 109:9,11 110:2,5,9,12 111:9,11,15,20 112:4,7,11,18 113:2,5,7,17,21 114:2,14,17 115:8 116:7,11,13,15,1 8 117:6,8,11 118:4,7,16 119:5 120:4,11,13,15,2 2 121:2,12,15,17,1 9 122:2,8,22 123:3,12,16 124:3,12,15 125:6,12,16,19 126:1,3,4,5,8,18	127:9,15,20 128:3,5,10,13,16 ,18 129:4,8,11,14,16 ,22 130:10,17,19 131:1,8,17,19,20 132:12,14,17,20 133:1,4,8,12,18 134:1,7,11,14,16 ,19 135:5,20 136:2,4,14,15,16 ,19,22 137:13,15,18,21 138:19,22 139:5,11,14 140:1,5,10,17,19 141:2,5,7,10 142:3,6,8,13,16, 18,21 143:1,5,7,10,14, 16,18,21 144:2,16 145:6,21 146:3 147:4,8,21 148:1,14,18,20 149:12,17,20,22 150:3,9,19 151:19,22 152:4,17 153:1,6,8,10,13, 16,18 154:7,15,18 155:5,9,15 156:12,19 157:3,6,19,21 158:6,8,12,15,18 ,21 159:1,4,6,10,14, 18,22 160:6,12,17,19 161:1,11,16,19 162:3,6,9,18 163:4,7,9,11,12, 14 164:1,4,7,9,22
--	--	---	--

Capital Reporting Company  
D.C. Council- Brown Testimony 06-06-2011  
Page 8

166:5,8,16,22 167:2,4,5,7,12,1 5,17,18,22 168:9,12,18 169:1,3,5,9,12,1 4,17,20 170:3,9,14,15,16 ,17,19,21 171:1,3,4,6,8,10, 12,13,14,15,18,2 1 172:2,6,9,12,15 173:4,6,11,14,18 ,21 174:5,7,10,13,15 ,17,20 175:1,4,6,9,11,1 4,17,19 176:3,5,7,12,14, 16,19,22 177:1,7,9,11,14, 15,16 178:2,5,9,11,13, 14,15,17,20,21 179:4,7,10,12,15 ,16,17,18,20 180:6,9,13,16 181:1,5,6,7,15,1 7,19 182:1,5,10,15 183:2,16 184:1,4,6,13,17 185:2,6,8,19 186:8,13,16,19 187:2,4,7,10,14, 22 188:2,6,8,16 189:6,9,13,16,22 190:2,4,6,12,15, 22 191:5,12,15,17,1 9,20,21 192:2,4,7,10 193:11,14,17,18, 20 194:3,6,11,14,16	,21 195:1,16,18,21 196:2,4,6,8,16,2 0 197:18,20,22 198:6,8,10,12,14 ,17,19,20,21,22 199:2,3,4,5,6,7,9 ,10,14,17,19,21 200:1,4,8,11,13, 16,18 201:1,3,6,10,15 202:9,13,19 203:3,6,8 204:5,8,10,13,16 ,20 205:1,6,11,14,21 206:1,5,9,11,13, 18,22 207:7,10,14,16 208:4,7,13,15,18 ,21 209:2,7,9,16,20 210:2,4,8,13,19, 22 211:2,4,8,9,12,2 1 212:5,16,18 213:3,5,7,11,15, 18 214:6,10,15,19 215:15,18 216:2,4,8,14,16, 21 217:1,5,8,12,19, 22 218:2,5,12,18,20 219:1,9,12,14,17 ,20,22 220:8,12,20 221:4,9,13,19 222:1,7,11,13,16 ,18,20,22 223:2,7,11,14,19 224:9,13,18,22 225:9,12,16,19,2 2 226:4,7,15,20	227:7,11,14,18 228:1,6,11,18,20 229:2,3,4,5,6,7,9 ,10,12,13,14,18, 21 230:1,5,17,20,22 231:6,10,19 232:4,6,10,13,18 ,21 233:1,5,8,12,16, 18,22 234:2,9,13,17,19 ,22 235:4,7,10,12,15 ,21 236:1,2,4,7,10,1 6,18,21 237:1,2,6,12,15, 17,20,22 238:3,7,10,12,15 ,19 239:1,4,6,9,17,1 9,20,21,22 240:1,2,10,15,18 ,21 241:2,4,7,10,14, 19,21 242:4,7,10,12,17 ,21 243:2,7,9,15,18, 20 244:1,7,10,14,18 245:1,5,8,11,15, 18,20,22 246:4,7,9,11,15, 17,20 247:6,11,16,21 248:2,7,11,16,17 ,19 249:7,14,16,18 250:3,5,6,8,9,12, 14,17,19,22 251:10,13,15 252:5,8,18,20 253:4,7	254:1,3,5,7 255:13,16,20 256:1,5,16,22 257:2,5,8,10,13, 18,21 258:6,12,19 259:6,15,20 260:5,12,14,17,1 9 261:5,7,17 262:1,5,10,12 <b>Brownish</b> 201:22 <b>Brown's</b> 168:4 <b>Bruce</b> 34:20 83:2 <b>budget</b> 190:16,18,20 <b>building</b> 1:14 116:22 141:14 143:8,10 164:15 261:10 <b>bunch</b> 141:20 182:12 <b>Bureau</b> 261:18 <b>business</b> 7:18 11:19,20 117:15 133:19,21 147:19 152:14 190:13 209:12 218:13,15 <b>button</b> 5:9 <hr/> <b>C</b> <hr/> <b>cabs</b> 203:22 204:1 <b>cafin</b> 16:8 240:11 <b>calendar</b> 151:5 <b>calendars</b> 151:4 <b>cameras</b> 93:6 <b>campaign</b> 5:14,17,18,19 8:4,5,15 9:17
---	--	---	---



Capital Reporting Company  
D.C. Council- Brown Testimony 06-06-2011  
Page 9

10:14 17:11 18:13 20:10,11,17,18 21:11,13,19,20 26:8 34:11 38:9 52:22 53:2 55:8 59:21,22 60:3,10,22 62:5 63:1 64:15 65:6 69:3 70:2,7 71:6,8 72:19 73:1,3,5 89:13,14 94:3 95:18 96:6,20 97:1,4 98:6,16,18 99:5 100:15,20,22 101:2,10 102:1 105:7 106:10,12,13 107:1,4,5 127:13,21 129:7,20,21 130:8 131:7 166:18 168:5 174:2,4 177:4 199:11 200:20 201:5 202:4 203:2,7,17 204:4,22 205:2,17 207:3 208:11,16 209:4,5 210:12,16,18,21 212:11,19 213:10 214:2 227:12,15 228:4,17 231:14 255:18 256:20 257:17,20 258:1 259:18,22  <b>campaigning</b> 73:6 <b>campaigns</b> 211:1 259:12,17	260:10 <b>candidate</b> 5:16 20:15 92:19,21 93:1 172:21 213:7 228:8 259:13,18 260:13  <b>candidates</b> 70:11 92:11 115:16  <b>capacity</b> 32:3 55:19  <b>car</b> 55:11 222:14 223:15 231:12 232:16 243:4,5,7 250:12  <b>card</b> 7:18,19 11:19,20 14:17 190:13 218:13,15  <b>cards</b> 147:19  <b>care</b> 21:21 36:14 50:18 87:1 108:2 109:5,16,17 112:19 114:13 115:11 116:9,20,21 117:2,4,10 118:1,9,17,21 139:18,21 140:2 141:1,4 142:15 157:10 162:13 165:12 178:19 179:9 181:9 184:10 185:22 186:14 187:4 188:18 249:17  <b>carefully</b> 252:4 <b>Carlos</b> 54:20 <b>Carry</b> 174:22 175:21 176:22  <b>case</b> 8:17 30:18	31:6 32:21 74:14 75:10 96:8 154:10 196:18 197:13 229:8 259:21 261:17 262:1  <b>cases</b> 96:4  <b>cash</b> 5:19 6:1 9:5,12 14:2 19:6 20:3,7 25:16 29:14 40:20 42:11 52:18 53:14 55:2,6 68:18 69:16 93:6 94:15,18 98:15 100:11 131:10,13,14 132:4 166:17,18 168:4 172:21 183:17 191:14 197:7 224:9 225:4,5 237:7 241:20,22 242:1,3 243:20 244:5  <b>cashed</b> 47:22 48:10  <b>cast</b> 58:9  <b>Catania</b> 2:7 30:2,3,8,10,14,1 6,20,22 31:2,4,7,16,20 32:1,12,14,17,18 33:2,4,7,12,13,1 5,17,18,19,21 34:2,4,7,9,13,15, 17,19,21 35:13,16,21 36:1,3,10,14 37:11,14 38:10,17 39:7,19,21 40:1,4,7,9,15	41:1,12,17,22 42:3,9,18 43:4,10,13,20 44:1,3,7,12 45:2 47:3,12,19 48:11 49:19,21 50:1,3,12,14,17, 20 51:4,7,10,12,17, 19 52:5,7,10,13 53:18 55:14 56:1,6,8,10,22 57:3,5,9,12,15,1 8,20 59:14 65:17 74:4,5 120:20,21 121:6,14,16,19 122:3,20 123:1,10,14,18 124:13,22 125:9,14,17,20 126:2 127:9,18,22 128:4,8,12,14 129:6,9,12,16 130:3,14,18,22 131:3,15,18 132:5 159:16,17 160:1,11,14,18,2 1 161:3,15,18 162:5,7,15 163:1,6,11,13,15 164:3,6,8,18 165:16 166:7,16 167:1,3,5,9,13,1 6,20 168:2,11,22 169:2,4,6,11,13, 19 170:3,7,14,16,18 ,20,22 171:2,4,7,9,12,1 5 172:8,13,17 173:5,9,14,20,22 174:6,9,11,14,16 ,19,21,22 175:3,7,10,13,16
---	---	---	--

Capital Reporting Company  
D.C. Council- Brown Testimony 06-06-2011  
Page 10

,20,21,22 176:5,9,15,17,21 ,22 177:1,8,10,13,15 ,17 178:4,7,10,12,14 ,16,18,22 179:1,6,8,11,14, 19,22 180:4,20,21 181:2,3,6,8,16,1 8,21 189:15,16 196:18 231:20 233:9,11 236:8 239:12,13 240:4,7 261:4 <b>Catania's</b> 37:8 85:12 129:2 253:4 <b>catapulted</b> 89:16 <b>Catcalls</b> 169:16,18 <b>celebration</b> 52:15 68:15 <b>cell</b> 8:9,10 137:7,8 <b>center</b> 6:15 11:14 14:14 16:9,10 22:22 42:16 147:15 159:8 187:20 232:11 237:3 240:11 <b>certain</b> 3:16 48:14 60:15 94:5,11,18 97:16 104:4 146:2 210:17,19 257:5 <b>certainly</b> 59:15 67:10 <b>CERTIFICATE</b> 263:1 <b>certify</b> 263:3	<b>chain</b> 148:1 194:3 <b>chair</b> 3:6 30:4 36:3 57:21 59:19 73:7,11 79:14 84:18 91:1 104:10,14 106:4 120:21 132:6,8,13 144:10 168:2 175:22 176:9 180:21 181:18 182:8 189:10 198:18 239:16 245:14 248:14 251:4,12 252:13 253:11 254:2 <b>chairman</b> 5:15 36:17 77:6,7 90:17 94:22 128:9,14,15 161:21 183:11 244:20 245:6 <b>Chairman's</b> 90:19 125:18 131:3 <b>chairperson</b> 2:4 5:17 7:19 31:11 33:10 169:21 250:21 <b>challenge</b> 159:7 <b>chance</b> 60:18 104:7 163:8 <b>change</b> 29:20 40:20 81:1,2 85:8 212:20 235:1 237:12,15 <b>changing</b> 20:4,5 <b>character</b> 89:9 180:6 191:6 197:17 <b>characterized</b> 216:8 260:1	<b>charge</b> 145:10 <b>charged</b> 60:6 <b>charges</b> 215:7 <b>chart</b> 117:12 <b>check</b> 11:21 24:18 55:9 57:17 81:6 121:11,22 122:12,18 154:11,12 258:14 <b>checked</b> 32:6 <b>checks</b> 121:8 131:10,18 <b>cheers</b> 109:2 <b>Cheh</b> 2:3 3:2,6,9,15,21 4:22 5:3,6,8,11 6:6,11,19 7:1,6,10,12 9:19 10:1 11:5,7,9,19,22 12:2,5,7,11,13,1 5,18,22 13:2,7,11,15,18 14:6,9,13,16,19 15:4,6,11,15,17, 19 16:1,3,6,11,14,1 7,21 17:15,20 18:2,8,11,17 19:1,5,9,14,17,2 2 20:3,8,11,15,22 21:3,5,7,22 22:11,15,18 23:3,6,10,14,19, 22 24:4,11,13 25:3,6,11,14,17, 19 26:3,9,13,21 27:1,5,13,14,16, 18,22 28:4,10 29:1,4,12,15,21	31:11,12,15,17,2 2 32:12 33:10,11,13 35:4,7,10 36:22 37:4,7 41:4,8 44:18,21 45:1,5,11,14,19 46:1,3,6,12,15,1 9,21 47:2,6,10,14,17 48:4,9,11,17 49:3,11,17,19 50:1 58:4,9,13,17,19, 22 59:4,8,17 69:17,19 70:5,6,22 71:3,5 73:8 74:3,7,10,17 75:10,13,15 76:8,15,16,19,21 77:1,3,6,11,14,2 1 78:2,6,9,16,18,2 1 79:3,7,9,11 80:10,12,21 82:7,9,13,16,19, 21 83:1,3,5,7,10,11, 13,19 84:5,7,9,12,13,1 4,16 90:16,20 91:3,6,11,17 104:11 105:1 107:17,20 108:11,17 109:3,10,20 110:4,6,10 111:8,10,12,16 112:3,5,8,17 113:1,3,6,15,18, 22 114:11,15 115:3 116:5,8,12,14,16 117:5,7,9
--	--	--	---

Capital Reporting Company  
D.C. Council- Brown Testimony 06-06-2011  
Page 11

118:3,6,8 119:4,13 120:9,12,14,17 126:5 128:17,19 132:7,22 133:3 144:12 145:4,19 146:1 147:1,5,20,22 148:12,15,19 149:8,16,18,21 150:1,8,14 151:17,20 152:16,18 153:4,7,9,12,15, 17,19 154:13,17,19 155:6,11 156:8,13 157:2,4,18,20,22 158:11,14,17,19, 22 159:2,5,9,13,16, 17 161:21 169:21 170:2 171:14,16,20 172:1,3,8 174:21 175:19,21 176:11,14,17,22 178:21 179:1,15,17,21 180:2,8,11,15,19 181:21 182:4,7 196:18 198:5,7,9,11,20 199:3,5,6,9,13,1 6,18,20,22 200:3,7,9,12,15, 17,19 201:2,4,7,11,16, 19 202:11,18,20 203:5,7,16 204:1,7,9,11,15, 17,21 205:3,8,13,16 206:8,10,12,17,2	0 207:1,12,15 208:2,6,9,14,17, 20,22 209:7,13,18 210:1,3,6,10,18, 21 211:1,3,8,10,13 212:4,6,17 213:2,4,6,8,13,1 6,19 214:8,14,17,22 215:17,22 216:3,5,12,15,17 ,22 217:3,7,9,17,21 218:1,4,6,15,19, 21 219:2,11,13,15,1 9,21 220:1,10,14 221:1,6,11,14,21 222:6,8,12,14,17 ,19,21 223:1,4,8,13,16 224:8,12,15,19 225:7,10,14,17,2 1 226:2,6,8,15,17, 22 227:2,5,9,12,15, 20 228:4,7,13,19 229:2,4,6,9,12,1 4,20,22 230:4,7,19,21 231:3,8,11 232:2,5,9,13,20, 22 233:2,7,10,14,17 ,20 234:1,3,8,12,14, 18,21 235:3,6,9,11,14, 16,20,22 236:2,5,9,14,17, 20 237:1,4,10,14,16	,19,21 238:2,5,8,11,14, 16,22 239:3,5,8,10,14, 17,22 250:21,22 251:5,9,15,18,21 252:2 254:6,8,12,15,18 ,20 255:1,3,5,8,10,1 3,16,22 256:3,7,10,14 257:1,3,6,9,11,1 5,19 258:2,10,15,22 259:8,16 260:4,9,13,15,18 ,20 261:16,21 262:2,7,11 <b>Cherita</b> 142:10 <b>chief</b> 62:5 78:12,17,20 79:17 95:17 126:22 135:9 146:12 151:6 187:12 189:18 <b>child</b> 151:22 152:20 <b>childish</b> 126:18 135:5 <b>Childs</b> 145:9 184:19 185:19 <b>chill</b> 146:9 <b>chocolate</b> 150:6,11 <b>choice</b> 140:3 <b>chose</b> 96:8 127:5 140:11 <b>chosen</b> 135:14 <b>Chrissy</b> 54:18 <b>Christmas</b> 121:5,9	122:1 123:3 136:7 137:1 <b>chronology</b> 13:19 <b>circle</b> 11:8 12:19 16:8,10 <b>circumstances</b> 11:10 28:13,14 <b>circumstantial</b> 195:4 <b>city</b> 117:18 148:2 198:2 257:10 <b>claimed</b> 98:17 229:16 <b>claiming</b> 37:10 56:12 128:17 <b>Clapping</b> 235:13 <b>claps</b> 109:2 <b>clarified</b> 94:7 <b>clarify</b> 203:4,13 <b>clear</b> 8:6 50:3 57:4 105:13,20 107:6,17 120:8 156:6 162:15 170:4 171:13 177:11 179:7,16 181:8 182:10,22 183:3 184:8 187:16 232:7 233:22 238:21 240:6 241:11 247:13 <b>cleared</b> 240:9 <b>clearly</b> 96:19 162:11 183:4 195:8 224:15 <b>clerk</b> 9:20 45:7,14 <b>clock</b> 41:4 44:19 75:17 79:13 83:18 84:17 95:3
--	---	---	---

Capital Reporting Company  
D.C. Council- Brown Testimony 06-06-2011  
Page 12

126:6 148:13 <b>close</b> 46:18 50:20 60:4 72:17 77:10 110:17 112:12 213:18 262:9,11 <b>closed</b> 257:22 258:4,11,13 <b>coat</b> 55:3 236:3 <b>code</b> 58:14 <b>coined</b> 60:7 <b>colleagues</b> 169:10 <b>color</b> 60:8 <b>Columbia</b> 1:5 3:11 89:18 92:1 104:7 118:22 262:18 <b>comes</b> 5:9 <b>comfortable</b> 138:3 <b>coming</b> 74:11 75:16 144:3 168:13 188:4 214:12 <b>comment</b> 127:3 135:12 164:1 170:10 171:10 178:20 <b>commented</b> 76:18 <b>comments</b> 81:10,13 116:2 172:4 181:19 <b>commercial</b> 58:14 <b>commitment</b> 37:18 38:16 249:4 <b>committed</b> 93:20,22 <b>committee</b> 1:6 2:4,6 3:2,12 7:7,9 9:10 10:4	32:9 36:15 46:8,15 54:18 56:2 70:16 74:3 77:8 97:5 168:3,7 197:11 220:16,21 242:12 252:16 253:1,20 259:4 261:1 262:18 <b>common</b> 219:20 227:21 <b>commotion</b> 80:6 169:22 199:1 249:20 250:15 251:3,6 252:11 253:10 254:9 255:14 256:8 <b>communicate</b> 162:1 166:3 <b>communicated</b> 55:19 114:15 159:18 160:1,2,16 166:5 <b>communicating</b> 166:1 <b>communication</b> 108:8 145:8 221:15 <b>communications</b> 56:15 67:11 124:14 <b>community</b> 249:3,4 <b>complained</b> 149:6 <b>complaining</b> 138:2 <b>complete</b> 122:12 232:2 <b>completely</b> 21:22 <b>completion</b> 106:18	<b>complexity</b> 119:20 <b>complicated</b> 157:12,13 <b>comport</b> 103:6 104:6 <b>computer</b> 113:11,12 144:19 145:10 157:5 159:5 186:1 <b>computers</b> 145:3 186:7 <b>concerned</b> 49:18 105:18 <b>concerns</b> 76:14 77:8 <b>conclude</b> 261:7 <b>concluded</b> 51:8,11 <b>conclusion</b> 115:20 150:14 195:5 <b>conclusions</b> 173:16 <b>conducting</b> 132:11 <b>conduct</b> 91:13 150:18 <b>conducting</b> 75:18 <b>conferences</b> 83:21 90:5 <b>confided</b> 127:16 <b>confidence</b> 92:7,8 93:15 <b>confirmation</b> 31:10,14 33:6 <b>conflict</b> 258:1 <b>confused</b> 45:6 258:5 <b>confusing</b> 45:9	<b>Congress</b> 93:19 126:11 127:4 134:21 135:13 <b>connect</b> 120:22 205:17 <b>connected</b> 72:20 151:5 204:22 <b>connecting</b> 93:6 <b>connection</b> 4:13 122:7 201:21 204:3 <b>consent</b> 121:18 <b>consider</b> 113:15 <b>considered</b> 59:13 <b>consisted</b> 54:17 <b>consistent</b> 169:7 <b>conspire</b> 174:7 <b>conspired</b> 174:1,2,3 <b>constituency</b> 235:7 <b>consultant</b> 5:18 209:21 210:3,12 <b>contact</b> 6:15 21:13 116:9 122:3 134:5,6 163:19 <b>contacted</b> 32:3 202:16 <b>contacting</b> 115:12 <b>contain</b> 9:13 <b>contained</b> 53:12 69:14 <b>context</b> 39:4,16 60:19 104:17 212:18 <b>continue</b> 7:14 14:3 17:8 29:21 51:10,12 60:13 84:16,17 107:21
---	---	---	--

Capital Reporting Company  
D.C. Council- Brown Testimony 06-06-2011  
Page 13

<p>237:8 252:2,22</p> <p><b>continued</b> 177:18</p> <p><b>contributed</b></p> <p>89:10,11,14</p> <p><b>contribution</b></p> <p>20:12,14,18</p> <p>34:13 64:13</p> <p>202:3</p> <p>205:2,4,5,9</p> <p>210:18 228:5,17</p> <p><b>contributions</b></p> <p>21:11 71:18</p> <p>98:19 130:4</p> <p>131:15 177:5</p> <p>203:20 205:10</p> <p>207:2,4</p> <p>209:1,2,14</p> <p>227:16</p> <p><b>control</b> 85:1,5</p> <p>153:2</p> <p><b>convenience</b></p> <p>122:13</p> <p><b>conversation</b></p> <p>12:1,5,7,9,15,19</p> <p>13:7,8,11,21</p> <p>16:15 17:2</p> <p>28:5,10 32:15,16</p> <p>36:4,6,11 38:14</p> <p>51:1,20 55:17</p> <p>56:10 57:15</p> <p>59:13 61:21</p> <p>77:13 78:10</p> <p>101:4 109:12</p> <p>111:12 112:1,11</p> <p>114:9 134:12</p> <p>145:15 156:3,9</p> <p>161:6 163:21</p> <p>164:19,21</p> <p>165:14 213:21</p> <p>214:1 215:1</p> <p>223:16,18</p> <p><b>conversations</b> 22:1</p>	<p>36:7,16 39:10,11</p> <p>56:15 59:9 110:7</p> <p>125:3,4</p> <p><b>convincing</b> 8:6</p> <p><b>cool</b> 146:10</p> <p><b>coolest</b> 3:7</p> <p><b>cooperation</b></p> <p>170:12</p> <p><b>coordinate</b> 62:10</p> <p><b>coordinating</b></p> <p>119:22</p> <p><b>copies</b> 7:6,8 10:1,8</p> <p>44:7,10,19</p> <p>45:2,3,4,6,7,15</p> <p>46:7,9,19,21</p> <p>47:2,4,10,12,13,</p> <p>14,15,17,19 48:4</p> <p>49:1 245:6,7</p> <p>259:3</p> <p><b>copy</b> 6:20 7:2,4,11</p> <p>9:21 47:6,22</p> <p>48:1 168:3</p> <p>200:20</p> <p>202:11,13</p> <p>262:6,7</p> <p><b>corporations</b></p> <p>204:1</p> <p><b>correct</b> 11:3,4</p> <p>12:17,21 16:16</p> <p>19:8 20:2 22:14</p> <p>23:6,9 26:12</p> <p>27:22 30:13</p> <p>50:13 61:19</p> <p>78:14 87:2 96:17</p> <p>111:15</p> <p>114:13,14</p> <p>132:17,19,20</p> <p>135:20 150:3</p> <p>152:22 154:6</p> <p>156:12 160:6</p> <p>170:5 172:10</p>	<p>182:14,15 184:7</p> <p>199:21 201:10</p> <p>202:10,14</p> <p>215:14 216:18</p> <p>219:19 223:7</p> <p>227:14</p> <p>240:15,18</p> <p>241:19 257:2</p> <p><b>corrected</b> 123:6</p> <p>136:10 137:3</p> <p><b>correctly</b> 13:5</p> <p>29:13 110:13</p> <p>137:9 194:4</p> <p><b>correspondence</b></p> <p>123:22 124:13</p> <p><b>corroborate</b> 259:9</p> <p><b>could've</b> 225:4</p> <p><b>council</b> 1:5 3:12</p> <p>77:6 94:22</p> <p>106:7,11 183:13</p> <p>188:10,20</p> <p>191:4,11 192:13</p> <p>193:8,21 225:20</p> <p>249:22 250:3</p> <p>262:17</p> <p><b>Councilmember</b></p> <p>52:20 58:7,13</p> <p>73:1 90:18</p> <p>91:13,16,17</p> <p>92:13 104:11,12</p> <p>105:2 107:16,20</p> <p>173:10 229:18</p> <p>251:20 252:1</p> <p>253:13</p> <p><b>Councilmembers</b></p> <p>2:10 58:5 72:21</p> <p>94:9 102:17</p> <p>180:3</p> <p><b>counsel</b> 3:17,18</p> <p>116:22 117:1</p> <p>141:13 263:5</p>	<p><b>counting</b> 203:14</p> <p>212:8</p> <p><b>country</b> 157:16</p> <p><b>couple</b> 94:1 256:16</p> <p><b>course</b> 97:2 130:3</p> <p>169:6 203:17</p> <p><b>court</b> 4:6 35:14,19</p> <p>120:5 128:22</p> <p>195:19 196:15</p> <p>238:18</p> <p>239:12,22</p> <p><b>cover</b> 5:20 101:5,7</p> <p>207:17,22 235:5</p> <p><b>covered</b> 221:6,9</p> <p><b>crazy</b> 169:12,14</p> <p>230:3</p> <p><b>credibility</b> 10:5</p> <p>32:8 193:1 194:8</p> <p>196:15,19 197:6</p> <p>215:6,9 248:21</p> <p><b>Creek</b> 72:17</p> <p><b>crime</b> 196:4</p> <p><b>criminal</b> 33:22</p> <p>34:5,21 35:2</p> <p>74:6</p> <p><b>criminality</b> 34:11</p> <p><b>crook</b> 74:6 192:4</p> <p>235:2,4</p> <p><b>Cross</b> 54:19</p> <p><b>crossed</b> 81:4</p> <p><b>cross-reference</b></p> <p>95:21</p> <p><b>Crosstalk</b> 59:2</p> <p>173:10</p> <p><b>crowd</b> 60:8</p> <p><b>crystal</b> 176:3</p> <p><b>cues</b> 61:5 62:17</p>
---	---	---	---

Capital Reporting Company  
D.C. Council- Brown Testimony 06-06-2011  
Page 14

71:15 <b>Cummins</b> 121:8,11 <b>curiosity</b> 161:3 <b>curious</b> 126:3 <b>custody</b> 261:22 262:2  <hr/> <b>D</b> <hr/> <b>D.C</b> 5:16 120:5 142:21 143:1 157:15 182:5 202:8 257:1 <b>Damian</b> 53:1,2 54:7,15,19 69:3 <b>date</b> 5:1 18:4 25:9 28:5 55:6,10 56:4,5 64:2 74:21 124:4,18 148:5 153:5 159:14 216:10 221:14 243:16 244:18 246:13 <b>dated</b> 21:11 22:16 122:9 <b>dates</b> 18:2 21:15 26:3 94:11 153:5 225:3 237:14 <b>dating</b> 59:10 <b>David</b> 2:7 74:4,5 196:9 231:20 233:9,11 253:4 <b>Dawkins</b> 200:22 207:15 <b>day</b> 11:21 12:2,3,10,12,16 13:4 14:12,13 22:17 23:1 36:5,11 42:14 54:7 81:9 87:8	88:1,5 96:10,13 140:13 142:5 144:17,18 149:2,3 150:5 156:19 184:17,19,22 185:16 218:18 230:3 242:2 248:4 <b>days</b> 27:8 114:12 119:7 145:7 146:15 156:16,20,21,22 162:4 184:11 186:11 <b>DC</b> 1:16 <b>deal</b> 32:22 56:13 86:9 210:17 <b>dealing</b> 29:11 74:2 224:6 <b>deals</b> 157:11 <b>debate</b> 7:17 52:15 53:3,10 54:1 55:2 61:11 62:17 63:15 68:15 69:4,12 92:15,20 102:16 182:11,13,14 236:4 <b>debates</b> 24:10 60:7,15 61:1,14 62:13,16 64:9,10 66:15 71:16 94:5,18 95:5,13 96:1,4,9,13 260:6 <b>December</b> 56:16,20 57:2,5,6,13 59:10 122:19 123:21 125:2,4,11,13	126:2 134:4 160:7 <b>decent</b> 108:22 <b>decide</b> 80:20 88:22 96:18 <b>decided</b> 96:19 <b>decision</b> 104:8 173:18 182:13 183:22 <b>decisions</b> 81:4 85:7 <b>declare</b> 5:14 <b>declaring</b> 18:13 <b>decorum</b> 104:4 242:14 <b>defamation</b> 89:8 <b>defeat</b> 8:12 <b>defensive</b> 158:19,21 <b>deficit</b> 100:18,20 207:18 208:1 <b>definitely</b> 10:16 66:4 170:20 179:3 206:3 <b>definition</b> 158:8 <b>definitive</b> 258:7 <b>definitively</b> 125:6 147:8 247:22 <b>degree</b> 119:17 165:21 <b>degrees</b> 85:19 <b>deliver</b> 37:21,22 45:17,21 <b>delivered</b> 87:9 <b>delusional</b> 31:4,8 32:19 40:2,8,10 57:10 73:22	173:7 230:6 239:9 <b>demeanor</b> 78:7 <b>Democratic</b> 100:4 <b>Democrats</b> 92:14 100:3 <b>department</b> 108:1 114:13 115:11 117:3 118:21 177:20 178:19 179:9 185:21 188:17 <b>deposit</b> 26:1,5,7 40:14 227:2,5 <b>deposited</b> 26:10 245:22 <b>deprive</b> 76:10 <b>deputy</b> 30:5,11 142:9 <b>depuyt</b> 34:20 <b>Depuyt</b> 83:2 <b>DERICK</b> 263:3,17 <b>described</b> 27:11 29:16 92:15 98:14 <b>description</b> 48:8 120:7,10,16 138:13 <b>deserve</b> 173:19 <b>deserved</b> 173:15 <b>desk</b> 144:14 <b>despite</b> 156:16 <b>detail</b> 215:5 <b>details</b> 16:1,3 <b>difference</b> 212:11,14 213:13
---	--	---	--

Capital Reporting Company  
D.C. Council- Brown Testimony 06-06-2011  
Page 15

<b>differences</b> 78:1 <b>different</b> 67:12 126:16 129:13 135:3 185:12 209:22 224:11 232:18 260:6 <b>differently</b> 104:6 <b>difficult</b> 29:22 73:20 74:1 <b>difficulties</b> 87:1 <b>direct</b> 9:3 123:22 128:15,20 129:2 147:16 195:2 232:13 233:4 238:14,16 <b>directed</b> 37:10 130:12 146:2 183:18 <b>directing</b> 33:14 35:18 37:8 119:21 226:18 239:10 <b>direction</b> 61:14 95:7,10 <b>directly</b> 6:3 8:4,8,16 115:4 118:14 148:16 164:15 165:20 242:16 <b>director</b> 31:16 108:1 109:5,16,17 118:9,20 119:1,6,7,22 145:22 146:5,11,18,20 147:12,18 150:22 151:5,10,15,17 154:1 156:22 157:7,8	186:11,20 187:11 188:22 189:9,10,19 190:15 <b>directs</b> 255:6 <b>disagree</b> 180:11,19 214:16 242:13 <b>disagreements</b> 253:3 <b>disallowance</b> 118:4 <b>disclose</b> 20:19 <b>disclosed</b> 21:5 <b>disclosure</b> 133:11 183:6 <b>discovered</b> 10:9 <b>discrepancy</b> 21:8 <b>discuss</b> 109:22 123:18 140:7 <b>discussed</b> 37:19 64:4 76:10 98:20 156:9 <b>discussion</b> 76:13 96:6 117:13 128:2 139:2 156:5 <b>disillusioned</b> 173:3 <b>disingenuous</b> 28:2 238:19 <b>dismissed</b> 88:4 <b>disputes</b> 116:1 <b>disregarded</b> 192:17 <b>disrespect</b> 89:15,21 <b>disrespected</b> 90:9,10 192:16	194:1,9 197:4 252:18 <b>disrespectful</b> 170:10 252:16 <b>disrespecting</b> 252:21 <b>District</b> 1:5 3:11 89:18 91:22 104:7 118:22 152:14 262:17 <b>DNA</b> 9:13 18:10 <b>doable</b> 17:12 <b>documentation</b> 9:8,10 149:13 185:11 191:10,19 195:2 216:9 217:14,17 218:1,6,10 219:7 220:10,13,15 <b>documented</b> 31:18 <b>documents</b> 4:12,14,15,17,20 41:5 46:14 49:4,6 175:11 194:19 260:22 261:3 <b>dollars</b> 9:17 10:11 <b>donate</b> 211:4 <b>donated</b> 65:5 <b>donation</b> 18:16 211:5 <b>donations</b> 98:7 131:9,13 209:4 <b>done</b> 114:17 116:20 126:19 135:6 144:9 147:17 157:12 173:17 182:3 222:2 230:20	<b>doubt</b> 85:10 198:3 249:9 <b>drama</b> 229:5 <b>draw</b> 173:16 <b>driver</b> 222:17 <b>driver's</b> 28:22 243:11 <b>drop</b> 122:12 <b>due</b> 150:15,17 256:6 <b>dug</b> 201:13 <b>dumb</b> 195:11 <b>during</b> 5:21 9:5 19:7,11 60:3,6 61:14 66:14 92:6 104:15 106:10 116:2 213:22 249:5 261:8 <b>duties</b> 120:3 <hr/> E <hr/> <b>earlier</b> 4:4 10:12 26:14 53:10 64:1 69:12 94:3,7 110:16 125:12 130:10 146:4 167:2,4 193:4 207:17 231:21 244:12 256:18 258:22 <b>earned</b> 177:21 211:18 <b>ears</b> 117:21 153:6 <b>easier</b> 7:2 56:14 <b>easy</b> 159:12 258:21 <b>eat</b> 54:1 <b>Eatonville</b> 9:6 24:12 52:16
--	---	--	--

Capital Reporting Company  
D.C. Council- Brown Testimony 06-06-2011  
Page 16

53:4,5 67:14 68:15 69:5,6 102:14 104:19,20 130:12 182:14 <b>Education</b> 42:15 142:10 <b>effect</b> 7:22 17:4 26:21 113:10 114:8 123:9 139:18 148:8 161:17 224:7 <b>effort</b> 189:12 212:11,13 213:9 <b>efforts</b> 98:16 214:18 <b>either</b> 32:5 40:18 66:15 107:4,5 209:13 231:14 260:10 <b>Elam</b> 118:20 145:12 146:4 152:8 157:7 186:20 <b>elect</b> 124:1 <b>elected</b> 72:19 103:7 191:4 <b>election</b> 60:4 64:13 66:17 67:3 92:6,11 <b>elections</b> 92:9 93:21 <b>elements</b> 196:2 <b>Eliot</b> 191:21 <b>else</b> 23:11 30:14 63:13,18 104:5 118:13 127:9,12 129:12,17,22 130:7 160:22 165:11 173:16	196:10 203:19 204:2 248:22 253:18 <b>email</b> 54:7,12 121:13 122:9 134:6 148:10 151:21 152:5 153:15 165:13 173:11 189:3 <b>emails</b> 8:8 87:15 109:6 118:11,12 135:18 141:10 147:10,12 149:4,14 151:13,20 153:13 159:15 161:16 186:22 187:2 <b>Emanuel</b> 146:13,20 147:14 151:6 187:12 <b>embarrassed</b> 194:2 <b>employed</b> 162:1 210:11 <b>employee</b> 108:14 145:14 158:13 188:21 202:7 <b>employees</b> 148:6 149:11 152:15 165:9 <b>employment</b> 108:18 123:19 124:2,5 125:5 159:21 183:21 <b>empty</b> 186:13 <b>encounter</b> 8:1 <b>encouraged</b> 104:2 <b>encourages</b> 92:20	<b>endorse</b> 107:8 <b>endorsements</b> 69:2 <b>energized</b> 60:8 97:8 <b>energy</b> 228:21 <b>enforcement</b> 32:3 <b>engaged</b> 214:4 <b>enter</b> 184:12 <b>entered</b> 98:4 155:14 245:17,19 <b>entire</b> 92:20 104:3 172:22 <b>entitled</b> 4:8 35:17 <b>entitlement</b> 178:1 <b>entries</b> 227:21,22 228:9 <b>envelope</b> 11:2 13:21 17:16,22 18:5,6,10,12 19:6,10,18,19,21 20:1,4,21 29:10,12 53:12 55:2,6,12 69:14 93:21 130:13 219:3 223:6,9,12,17 224:5,8,13,14,17 ,21 232:15 240:17,20 241:1,6,8,17,18 242:20 243:13,17,19 244:6 <b>envelopes</b> 4:16 9:12,13 20:6,7 55:12 101:10 130:8 230:8 241:14	<b>Environment</b> 1:6 262:19 <b>equals</b> 65:8 <b>erratic</b> 150:15 <b>ES</b> 188:21 <b>especially</b> 234:16 <b>essentially</b> 161:20 163:18 <b>establish</b> 10:5,19 215:8 <b>established</b> 139:10 <b>estimate</b> 185:2 <b>etcetera</b> 27:12 88:6 192:19 196:22 212:9 <b>ethical</b> 74:13 <b>Eureka</b> 207:7 <b>evening</b> 223:20 <b>event</b> 78:16,18,21 79:3,12 83:10,13 104:19,21 105:18,22 106:2 107:12,14,15 122:6 211:11 218:14 230:7 <b>events</b> 54:11 148:1 194:3 <b>eventually</b> 55:13 <b>everybody</b> 84:1 93:2 185:20 196:10 <b>everybody's</b> 253:2 <b>everyone</b> 47:12 92:4 106:15 143:11 150:6 169:13 173:16 195:6 235:15,21 260:2
---	---	--	---



Capital Reporting Company  
D.C. Council- Brown Testimony 06-06-2011  
Page 17

<b>everything</b> 90:8 108:21 127:1 128:2 135:10 141:17 166:9 186:7 210:14 238:20 248:22 253:16 <b>evidence</b> 4:7 8:6 9:14 125:21 150:20 175:12 195:2,3,4,12 206:14,15 229:1 261:17 262:1 <b>evident</b> 181:16 <b>evolved</b> 134:2 <b>exact</b> 13:16 26:19 41:14 55:10 56:4 64:2 72:2 148:5 231:20 <b>exactly</b> 11:9 13:6 15:19,22 24:21 25:4 27:4 29:19 40:17 74:21 85:8 93:5 124:17 143:2 148:11 168:4 178:16 211:18 212:16 218:18 <b>Examiner</b> 82:2,3,5,17,18 <b>example</b> 4:2 149:9 179:16 <b>exasperated</b> 164:19 <b>Excellent</b> 220:1 <b>except</b> 229:16 <b>excepted</b> 165:9 190:19 <b>exceptional</b> 119:20 <b>exchange</b> 94:13	135:18 224:16 226:13 232:14,15 233:2,21 234:3,4 240:7 259:14,19 260:15 <b>exchanged</b> 216:13 <b>exchanges</b> 240:5 <b>excited</b> 144:22 <b>excuse</b> 24:18 69:19 83:20 90:18 105:12 181:22 229:12 252:13 <b>executive</b> 106:6,7 108:14 122:13 <b>EXECUTIVE'S</b> 1:9 <b>Exhibit</b> 42:2 44:20 46:2 53:17 54:11 245:17,21 246:2,4,6,12 247:18 <b>exist</b> 161:5 <b>exists</b> 220:22 <b>exit</b> 222:12 <b>expect</b> 221:11 <b>expenditures</b> 200:21 201:9,12 202:21 203:18 205:10 <b>expense</b> 5:20 <b>expenses</b> 9:17 17:12 20:10,17 38:9 132:2 167:11,14 <b>expired</b> 132:6 <b>explain</b> 21:8 60:1 72:3,6 207:12 <b>explained</b> 157:9	190:15 227:19 <b>explosive</b> 10:2 <b>extend</b> 123:8 137:6 <b>extensive</b> 117:17 157:11 <b>extra</b> 41:6,8 <b>eyeglasses</b> 28:22 <b>eyes</b> 117:21 <hr/> F <hr/> <b>face</b> 131:1 <b>fact</b> 32:21 45:16 48:8 66:17,19 76:4,14 83:21 89:11 90:10 93:10 97:9 146:19 148:10 164:13 165:2 176:21 177:1,21 183:10,12 192:14 194:20 195:8 196:14 209:11 213:3,5,19 219:9 <b>factor</b> 89:10 <b>facts</b> 74:1 202:9 235:1,2 <b>failure</b> 234:14 <b>fair</b> 12:2 35:12 77:9 104:7 253:1,2 <b>fairly</b> 27:5 154:3 228:16 <b>fairy</b> 178:2 <b>faith</b> 89:14 <b>falling</b> 56:11 <b>falsified</b> 188:19	<b>familiar</b> 189:11 <b>family</b> 8:16 89:16 90:12 102:3 126:14 135:1 194:1 195:11 <b>fantasies</b> 32:6 <b>fashion</b> 123:19 <b>fast</b> 110:21 206:1 <b>father</b> 90:12 <b>FBI</b> 9:9 18:7 19:6,12 20:6 39:22 55:13 127:16 183:8 197:12 241:10 242:21 250:19 <b>fear</b> 92:3 <b>featured</b> 107:15 <b>February</b> 147:2 151:20 152:2,21 <b>Federal</b> 175:14 261:18 <b>fee</b> 209:21 210:3 <b>feel</b> 177:22 <b>feeling</b> 160:13 <b>feelings</b> 91:19 <b>felt</b> 83:8 93:8 138:3 154:21 194:9 <b>female</b> 80:7 133:17,20,22 149:10 170:1 235:19 252:12,14 254:9,11,14,16,1 9,22 255:2,4,7,9,11,1 4 <b>Fenty</b> 5:21 8:13 9:17 17:9 37:20
--	---	---	---

Capital Reporting Company  
D.C. Council- Brown Testimony 06-06-2011  
Page 18

38:1 43:1 60:8 64:4 66:14 72:15 96:6,20 103:8,10,16 165:9 188:17 212:20 237:8 260:7 <b>Fenty's</b> 73:3 <b>Fifth</b> 4:1 <b>fight</b> 127:5 135:14 <b>figment</b> 31:20 <b>figure</b> 49:2 93:16 206:20 225:5 <b>filed</b> 202:11 <b>filing</b> 203:12 <b>fill</b> 188:11 <b>filled</b> 42:14 100:5,6,14,16 111:19 112:6,10 113:6,9,19,20 114:5 131:20 139:17 143:1 164:13 208:16 247:2 <b>final</b> 60:4 102:22 <b>finally</b> 144:4 195:14 253:11 <b>finance</b> 5:18 30:11 100:21,22 101:2 108:2 109:5,16,17 114:13 115:12 116:9,20,21 117:2,4,10 118:1,10,17,21 139:21 140:2 141:1,4 142:15 157:10 162:13 178:19 179:9 181:9 184:10	185:22 186:14 187:4 188:18 <b>Finances</b> 87:2 <b>financial</b> 17:5 38:8 118:2 <b>financing</b> 98:5 <b>fine</b> 40:9 45:1 123:18 127:1 135:10 149:21 169:11,13 170:4,7 172:9 173:9 177:2 220:1 261:12 <b>finger</b> 53:7 69:7,8 <b>fingerprints</b> 9:13 18:10 93:6 <b>finish</b> 15:14 29:3 51:2 52:8,11 84:15 86:2 95:12 97:13,22 104:1 163:4 176:9 192:3,7 194:5 249:8 250:13 <b>finished</b> 248:10,13,17 <b>finishes</b> 197:13 <b>finishing</b> 251:8 <b>fired</b> 88:2 147:7,22 148:4 149:1 150:15 168:16 177:18 178:18 179:8,22 181:9 195:8 <b>firing</b> 89:10 148:15,21 149:4 <b>first</b> 3:7,16 6:14 10:5 11:12 18:3,4 21:12 22:20 25:15 28:13 38:10	40:4,11,13 45:16 48:2 50:8 61:1,2 62:3 70:15 82:9 97:8 99:16 104:14 108:10 109:13 112:3,8 113:1 118:19 120:6 121:1,2,9 130:4 142:9,14 144:17 155:17 156:16 159:6 179:22 181:10 184:10,17 185:15 186:17,19 187:8 215:10 216:13 219:5 220:5,6,18 224:16,18 230:20 231:21 232:6,7 235:8 236:18 237:6 241:16 242:6 243:2 245:1 <b>fit</b> 87:7 117:19 138:16 <b>five</b> 42:7 70:12 124:6 162:4 201:15 202:19 203:14 227:18 246:22 256:10 <b>five-second</b> 90:21 <b>fixated</b> 229:1 <b>floor</b> 164:16 <b>focus</b> 24:13 233:20 234:2 <b>focused</b> 233:22 <b>food</b> 16:11 17:12 132:3 <b>footage</b> 260:6 <b>forbid</b> 93:18	<b>force</b> 218:2 <b>foremost</b> 104:14 <b>forensic</b> 9:14 44:16 49:1 50:18 53:16 117:18 157:13 <b>forget</b> 202:18 <b>forgive</b> 23:3 120:20 <b>form</b> 5:22 8:7 108:5 123:19 <b>former</b> 5:16,17,18 73:2 <b>forth</b> 110:20 141:11 172:5 <b>forum</b> 42:15 43:5,8 92:14,15,17 100:3 103:16 115:16,19 128:6 <b>forums</b> 28:12 92:12 103:2 230:9 236:3 259:1 <b>forward</b> 89:22 110:21 168:13 213:22 232:9 <b>forwarded</b> 121:7 <b>Fourth</b> 142:8 <b>frankly</b> 106:9 128:2 <b>free</b> 175:4 <b>frequently</b> 40:18 180:3 <b>Fridays</b> 72:17 <b>friend</b> 102:7 129:4 130:2 <b>friends</b> 8:16 76:20
--	--	---	---

Capital Reporting Company  
D.C. Council- Brown Testimony 06-06-2011  
Page 19

81:5 102:4 106:14,19 <b>front</b> 28:19 29:7 46:7 47:20 50:5 76:4,6 103:7 124:19 205:12 215:20 222:5 223:2 224:2,4 247:19 <b>frustrated</b> 211:15 <b>fuck</b> 124:10 <b>fulfill</b> 38:15 <b>full</b> 133:10 183:6 232:2 <b>fun</b> 68:22 <b>function</b> 118:8 119:18 120:2 <b>fund</b> 99:5 100:15 131:7 <b>funds</b> 67:15 98:17 130:8,16 131:6 172:19,20 209:9 <b>funny</b> 93:13 133:15,19 <b>furnished</b> 119:16 <b>furniture</b> 144:21 <b>furthermore</b> 107:11 <b>FYI</b> 135:17 <hr/> <div style="text-align: center;">G</div> <hr/> <b>G.W</b> 124:19 <b>games</b> 126:19 135:6 <b>Garvay</b> 127:7 135:16 <b>gas</b> 17:12 132:3 <b>gather</b> 185:10	<b>gavel</b> 31:11 33:10 169:21 172:4 250:21 <b>general</b> 73:2 110:14 111:14,18,22 117:15 122:15 139:7,8 161:5,7,14 163:6 164:9 253:21 <b>General's</b> 110:11 111:17 162:17 163:16 165:19 <b>gentleman</b> 28:21 <b>gentleman's</b> 103:4 <b>Gerri</b> 8:22 108:7 109:12,21 110:2,7 111:13 113:20 115:9 116:8 117:12 119:11 120:22 121:3,15,21 122:4,15,21 127:7 135:16,22 136:8 137:1 138:11 139:11 140:1 141:15 151:21 159:19 160:2 164:16 166:6 189:2 <b>getting</b> 81:15 93:11 110:17 115:5 145:7,10 196:8 211:15 <b>gift</b> 150:2,13 209:19,21 <b>gifts</b> 209:15 <b>giggled</b> 123:7 137:3 <b>girlfriend's</b> 152:13	<b>gist</b> 79:12 <b>given</b> 9:12 10:2,14 11:2 18:16 21:19 24:8,10 25:6 66:18 100:2 122:5 150:4 173:2 197:8 198:1,2 207:6 218:8 244:22 <b>gives</b> 168:7 <b>giving</b> 52:1 128:10 141:22 172:15 <b>glad</b> 54:8,9 90:1 121:12 <b>gladly</b> 36:19 <b>glasses</b> 113:8 <b>God</b> 93:18 <b>goddamn</b> 250:18 251:2 <b>gone</b> 28:11 196:13 <b>gonna</b> 166:11 <b>Google</b> 82:6 <b>Google-ed</b> 78:3 <b>gotten</b> 134:2 193:6 <b>government</b> 1:6 92:7 93:1 112:21 184:21 261:11 262:18 <b>grant</b> 74:11 <b>gray</b> 5:15 6:4,5,14 7:20 8:12,15,20 9:4,16 10:14 11:15 17:13 21:13,19 28:19 36:6,9 37:15 38:10 39:5 43:1 52:19,22 53:2,3,5,7 54:5,16,20 56:12	60:7,10,11,22 62:18 67:14,18 68:18 69:3,5,6,9 70:2,7 71:5,7,16 76:17,21 77:3 96:16 103:8,10,18 104:20 105:5,6 106:22 123:6,7,8,13,20, 21 127:10 129:20 130:8 131:16 136:9,11 137:3,4,5 146:18 148:7 160:4 168:5,15 174:2 182:12,13,18 183:18 191:1,2,5 194:1 197:9,16 204:3,22 205:17 210:12 211:14 222:18,20 231:14 237:8 247:14 249:2 253:17 255:18 256:20 <b>Gray's</b> 5:14,17,18 8:4,9 55:8 102:1 127:20 <b>great</b> 42:15 191:6 220:1 249:3,4 251:13 <b>greater</b> 177:21 <b>green</b> 5:8,9,10,16 6:4 7:19,20 9:14 11:2,13 14:2 22:4,17,21 23:13,15 24:3,16 26:11,15 27:6 30:4,8,10 32:16 36:5,11 38:14 39:10 51:1,20 54:19 55:15
---	---	---	--

Capital Reporting Company  
D.C. Council- Brown Testimony 06-06-2011  
Page 20

56:15 57:16 59:10 60:11 69:22 114:20 121:7,21 122:17 125:1,4 127:3,11 129:17 130:1,6 131:8 134:5 135:3 151:21 152:11,19 155:15 159:20 160:4 168:15 191:1,7 200:2 204:6 205:20 215:4,13 216:22 217:10 218:7 220:4,17 221:16 223:5,9,11 231:15 232:7 236:19 237:7 240:16 247:6,19 249:11 253:18 <b>Green's</b> 8:9 38:20 <b>greet</b> 146:17 <b>grounds</b> 261:12 <b>group</b> 39:14 48:5 54:17 142:13 <b>grown</b> 255:20 <b>GSA</b> 202:7 <b>guess</b> 39:11 98:13 147:3 159:4,6 211:15 217:22 <b>guessing</b> 162:9 <b>guidelines</b> 108:22 <b>guilty</b> 249:13 250:2 253:18 <b>gust</b> 38:3 <b>gutturally</b> 92:18 <b>guy</b> 50:18 53:16 89:17 130:21 192:2 228:22	<b>guys</b> 183:9 190:18 <hr/> <b>H</b> <b>H&amp;R</b> 168:9 <b>Half</b> 166:21 250:3 <b>Hall</b> 8:22 108:7 109:12,21 110:3,7 111:13 113:20 115:9 116:8 117:12 120:22 121:3,15,21 122:4,15,21 135:22 136:8 137:2 138:12 139:12 140:1 151:21 152:19 153:21 159:19 160:3 164:16 166:6 184:2,6 189:2 <b>hand</b> 3:9 17:21 29:9 119:13 124:9 164:14 255:12 <b>handed</b> 53:12 69:14 223:5,9,10 231:12 232:16 <b>handing</b> 26:17 <b>handled</b> 89:8 <b>hands</b> 13:20 40:20 <b>Hang</b> 24:6 43:16 140:17 158:6 230:17 <b>happen</b> 114:2 116:18 126:14 135:1 166:3 213:1 218:5 242:10 252:6,8,10 <b>happened</b> 11:5,6	19:14 23:7 88:5,12,15,19 93:5,17 94:21 108:21 114:3 116:6 139:6 164:5,7 184:22 192:21 219:3 223:6 230:16 240:5,7,8 242:8 247:15 <b>happens</b> 151:14 <b>happy</b> 60:10 162:22 172:17,18,20,22 177:2,3,4,5,17 232:5 238:18 <b>harassment</b> 149:10 <b>hard</b> 66:15 67:9,16 96:22 <b>Harry</b> 250:4 <b>Harvey</b> 54:18 <b>haven't</b> 73:20 79:11 98:22 99:4 168:19 195:7 <b>having</b> 22:1 91:12 100:19 163:21 198:1 201:20 249:11 <b>head</b> 32:22 <b>Health</b> 87:1 108:2 109:5,16,17 114:13 115:11 116:9,20,21 117:2,4,10,22 118:9,17,21 139:21 140:2 141:1,3 142:15 157:10 162:13 178:19 179:9 181:9 184:9	185:21 186:14 187:4 188:17 <b>healthcare</b> 117:18 <b>hear</b> 5:6,11 30:6,7,9 38:6 104:7 171:22 172:1,3 233:3 236:12 <b>heard</b> 23:4 37:13 79:11 85:19 103:15 108:7 147:9 153:8 189:22 <b>hearing</b> 4:6 8:2 31:10,14 33:6 35:10,12 58:10,14,16 80:16 81:15 83:22 84:20 85:13 91:18 92:2 104:15 106:4 107:9 132:11 171:17 175:2 188:10 221:8 235:18 240:6 242:14 252:20 254:21 260:21 262:9,11,13 <b>hearings</b> 180:2 <b>heart</b> 191:9 <b>heat</b> 43:1 <b>held</b> 18:15,17 83:21 115:16 <b>hello</b> 14:21 132:15 <b>help</b> 17:11 21:1,3 53:9 64:15,16 69:12 72:19 118:1 164:20,21 187:16 194:17 206:21 <b>helped</b> 113:12
---	--	---	---

Capital Reporting Company  
D.C. Council- Brown Testimony 06-06-2011  
Page 21

144:21 <b>helpful</b> 59:16 61:20 <b>hereby</b> 263:3 <b>Heritage</b> 42:16 <b>hero</b> 175:8 <b>herself</b> 80:21 123:6 136:10 137:3 145:13 165:3 <b>he's</b> 49:5 77:3 82:10 112:21 164:10 172:5 180:13 235:4 249:4 251:13 254:1 <b>hesitant</b> 224:1 <b>hesitated</b> 29:6 <b>hey</b> 85:11 <b>hi</b> 7:20 132:18 150:11 <b>high</b> 119:17 191:5 <b>higher</b> 175:17 200:12,15 <b>highest</b> 154:4 <b>high-level</b> 154:3 <b>hired</b> 86:5 87:1 93:1 106:11,20 107:1,2,22 108:3 114:21 139:21 165:9 181:10 195:7 210:11 <b>hires</b> 112:22 <b>hiring</b> 85:19 106:5,6 189:19 <b>history</b> 197:19,21 <b>hold</b> 16:6 30:16 97:13 99:9	142:12 188:7 <b>holding</b> 214:19 <b>home</b> 175:2 184:18 185:1,3 <b>honest</b> 235:10,12 <b>Honorable</b> 2:3,7,8,11,12,13 <b>honored</b> 212:7 <b>hook</b> 145:3 <b>hope</b> 22:2 228:7 <b>hoping</b> 77:18 211:16 <b>hospital</b> 124:19 <b>hours</b> 8:8 199:7,13,18 200:3,7,9,17 231:21 <b>House</b> 9:10 <b>Howard</b> 5:17 6:15 8:10 9:14 11:14 14:15 23:13,14 24:2,16 26:11,16 28:13 29:8 39:21 40:7,11,12 41:11 52:1,18 53:10,11,12 55:2 68:18 69:13,14 110:15 115:16 127:12 130:1,6,7,18 137:22 138:1 182:19 183:19,20 201:21 203:1 215:3,11,12 216:19 217:11 218:9 219:9,12,14,18 220:6,18 223:8 224:5 231:15	243:9,10 247:7,18 <b>HR</b> 119:16 <b>Hubbard</b> 54:18 <b>human</b> 109:1 143:12 <b>hundred</b> 52:18 68:18 <b>hundreds</b> 10:16 206:4 <b>hunt</b> 179:5,10 230:2 253:8 255:9 <hr/> I <hr/> <b>I'd</b> 10:5,19 126:2 168:3 <b>ID</b> 108:13,19 109:11 261:11 <b>idea</b> 108:11 126:21 135:8 224:17 <b>identified</b> 113:4 114:12 115:3 161:13 201:13 202:2,7 207:1 227:17 231:5,9 243:10 <b>identifies</b> 10:8 <b>identify</b> 131:11 144:19 165:11 204:3 232:19 234:4 <b>I'll</b> 29:21 41:9 42:2 45:17 46:11,17,20,22 47:1 49:1,21 54:11 58:4 66:6 91:6 133:7 139:15 144:10 148:10 161:19	163:8 164:7 165:12 167:22 168:9 205:14 210:8 226:10 234:10 238:4 256:7 258:14 262:9,11 <b>illegal</b> 122:19 208:8 <b>illegally</b> 121:18 148:21 <b>I'm</b> 4:18 6:6,12,19 7:10,13,20 9:7,20 10:15 13:18 14:7,8 15:4 18:9 19:9 20:5 22:11,12 24:18 25:14 28:12 29:17,19 30:21 32:10 33:14 35:15,18 37:7 39:8 41:7 43:15 44:16,18 45:3,7,10,11,14, 22 48:22 49:18 50:12,16 51:7 52:1,3 53:16 54:9 57:9,10,13 64:22 65:3 70:18 71:17,19 72:1,6 75:7 80:18 82:2,9,13 83:15 86:15 87:17 88:3 90:1 91:20 94:16 98:2,13 99:10 101:6,22 103:14 104:4 105:14 109:3,12 113:10 114:8 115:18 119:9,13,14 120:18 121:12 123:5 124:16 125:20,21 126:10,13,18,19,
---	---	--	---

Capital Reporting Company  
D.C. Council- Brown Testimony 06-06-2011  
Page 22

20 127:2,17 128:5,8,10,11,12 ,14 129:2 133:5 134:15,20,22 135:5,6,7,11 136:8,20 137:1,2,9 138:6 140:19 143:2 148:20 149:20 150:9,11,19 153:1,3,4 155:9 156:6,22 157:18,22 158:14,17,19,21 159:1,16 160:10 162:7 164:1 167:5 168:11 169:14 170:3,9 171:9 172:13,15 174:16,19 175:9 179:12 181:3,8 183:5,13 184:13 186:4 189:11 191:15 194:15 195:14 196:13,14,22 197:4 200:6 202:20 203:8,18 204:9,11,13 205:8,17 206:13,14,17 207:10 212:4 213:2,4,8 214:6,8 216:18 217:14,19,20 218:21 219:11 220:1,2,12 222:1,2,7 223:20 225:2,4 226:18 228:11,13,21 230:7,11,12,20,2 2 231:1,21 232:5,11,21 233:11,19,22 235:17 237:17	238:14,15,16,18 239:4,10,14 241:11 242:7 244:14 247:21 248:4,10,11,13,1 4,17 249:13,15,18,21 250:20 251:4,7,11 252:5 253:19 254:12 255:11,12,20 258:5,13,20 260:2 261:2,14 262:5 <b>imagination</b> 31:21 181:4 <b>imagine</b> 27:8 <b>immediately</b> 114:21 166:3 <b>implicate</b> 3:22 <b>important</b> 10:3 156:15 196:17,22 <b>impossible</b> 162:7 <b>impression</b> 161:22 179:2 180:4 212:13 <b>impressions</b> 224:18 <b>improprieties</b> 107:7 <b>impropriety</b> 105:22 <b>inappropriate</b> 30:18 164:11 <b>inaudible</b> 12:14 31:19 33:4,7,19,21 34:9,19,21 56:22 68:6,8,10 72:22	80:10,13 82:12 83:1 84:10 90:20 96:14 103:19 128:13 133:3,17,20,22 139:7 143:15,17 152:17 153:7 157:4 159:5 160:11 169:4,8 170:1,22 171:2 174:6,12,14,19 175:10,13,16 177:8,10 178:1,7,10,12,22 179:3,11,14 182:21 194:10,13,20 198:16 229:2,17 234:18 235:19 248:1,2 251:7 252:3,12,14 254:5,11,14,16,1 9,22 255:2,4,7,11 <b>inauguration</b> 124:6,7,8 <b>included</b> 95:5 <b>includes</b> 9:11 125:13 <b>including</b> 249:14 250:4 <b>income</b> 167:16,18,21 209:10,14,17 <b>incorrect</b> 22:10 <b>incumbent</b> 93:16 <b>independence</b> 119:17 <b>independent</b> 83:14 112:21 195:9 <b>independently</b>	101:19 <b>indicate</b> 123:10 168:4 <b>indicated</b> 182:10,16 192:15 <b>indicates</b> 165:20 <b>indication</b> 105:21 109:14 <b>indications</b> 161:11 <b>indirect</b> 195:3 <b>individuals</b> 102:10 <b>inductive</b> 219:22 <b>indulgence</b> 253:12 <b>influence</b> 66:16 67:3 93:21 <b>influenced</b> 67:3 <b>inform</b> 79:17 161:18 163:19 <b>information</b> 22:10 61:20 62:19 63:17 68:13 70:2,7 71:3,4,17 72:4,10 84:1 95:1 119:15 192:13 210:7 215:8 258:16 <b>informed</b> 127:22 131:5 160:22 <b>initial</b> 27:6 90:3 110:12 114:18 122:3,6 158:3 <b>initially</b> 11:2 28:17 29:5 49:7 74:10 76:8 90:1 96:4 110:21,22 131:8 141:12 146:4 162:12 <b>initiated</b> 6:5,14
---	---	---	--

Capital Reporting Company  
D.C. Council- Brown Testimony 06-06-2011  
Page 23

146:3 <b>initiation</b> 146:16 <b>innocent</b> 249:13 250:2 254:1 255:12 <b>in-person</b> 125:3 <b>inquire</b> 131:5 <b>insert</b> 254:3 <b>insinuation</b> 105:7 <b>insistent</b> 163:1 164:20 165:18 <b>Inspector</b> 110:11,14 111:14,17,18,22 122:15 139:6,8 161:5,7,14 162:16 163:6,16 164:9 165:19 <b>instructed</b> 7:15 53:1 110:22 127:19 <b>instructions</b> 42:22 <b>integrity</b> 191:6 198:19 232:4 249:3 250:7 <b>intended</b> 90:2 <b>intensity</b> 165:22 <b>intent</b> 5:14 <b>intention</b> 74:11 90:3 <b>intentions</b> 104:14 248:3 <b>interest</b> 18:13 258:1 <b>interested</b> 125:21 263:6 <b>interesting</b> 50:15 75:15 80:4 106:3	125:20 <b>interim</b> 118:20 146:5 157:7 219:8 220:11 <b>interjected</b> 141:22 <b>intermediaries</b> 118:15 <b>intern</b> 150:2 <b>interpretation</b> 169:5,7 173:7 210:22 <b>interpreted</b> 211:11 <b>interrupt</b> 6:7,20 15:11,13 16:20 196:3,9 215:22 216:2 249:8 <b>interrupted</b> 51:13 236:11 <b>interrupting</b> 196:7 236:13 <b>interruptions</b> 37:6 <b>interview</b> 8:12 38:22 39:6,7 110:4 111:14 112:13 113:16 161:7,8,9,14 163:17,19 165:19 177:20 211:21 <b>introduce</b> 185:17,20 186:3,5 <b>introduced</b> 29:9 145:13,14 146:10 147:18 151:10 154:1 156:14 219:17 224:4 <b>introducing</b>	151:17 <b>introduction</b> 185:14 <b>invade</b> 150:16 <b>investigation</b> 4:5 19:7 74:8,12,17,19 75:18 77:17 189:20 197:12,13 248:8 250:4 253:14 <b>Investigations</b> 261:19 <b>investigators</b> 175:15 <b>invited</b> 52:22 77:14 96:5 145:13 <b>involved</b> 97:10 100:11 115:22 <b>involvement</b> 9:3 <b>involving</b> 220:5 <b>irritated</b> 145:18 <b>irritating</b> 229:13 <b>isn't</b> 92:4 <b>issue</b> 15:1,7 33:6 76:1 <b>items</b> 201:13 202:22 203:16 261:1 <b>It'll</b> 256:3 <b>it's</b> 10:3 29:7,22 30:18 31:18,20 36:13 38:18 39:3,20 47:22 48:21 49:15,17 50:9,10,11 53:15 58:1 67:9 73:19 74:1 75:8,12	80:7,12,18,19 82:6 85:11 91:7 92:4,10 93:13 106:3,12 107:8,10 108:4 113:10 115:8 122:10 126:11 133:15,19 159:15,18 160:1 162:7,10 167:7 169:6,7 173:18 177:15,17 181:14 184:20 190:19 192:11,22 201:12 206:6,7,12 210:4 211:10 218:5 221:6 225:18,21 226:2,8 228:2,16 229:13 230:3 234:6,14 235:1 239:6 246:7 248:21 252:6,8,9 253:5,7,14 262:1 <b>I've</b> 76:21 80:15 93:10 103:2,15 120:6 138:15 150:4 157:12 192:8 196:13 211:18 213:20 226:5 238:20,21 252:18 <hr/> J <hr/> <b>jacket</b> 230:10 <b>Jacqueline</b> 143:16 145:9 184:19 185:19 <b>jamming</b> 152:14 <b>January</b> 108:14,15 122:10,17 123:21,22
---	--	---	--

Capital Reporting Company  
D.C. Council- Brown Testimony 06-06-2011  
Page 24

125:5,11 126:9 134:8,13,20 140:21 141:5,16,18,19 142:6,16 147:1 152:2 160:8 162:1 166:12 211:19 <b>Jason</b> 54:19 <b>Jeanne</b> 147:18 <b>Jeannie</b> 188:12,13,16 <b>jeopardize</b> 86:8 <b>job</b> 6:1,2,3 8:11,21 9:2,4 17:9,10 38:7,11,16,19,21 ,22 39:2,5,18 55:16 59:22 63:21 66:13,18 67:15 71:18 87:21 89:16 90:7,12 94:15,19 108:9,12 111:4,5 112:14 113:16,19,20 115:2 116:10,16 117:2,3,10 118:16 120:6,9,16 124:9 126:20 127:11 134:2 135:7 137:6 138:6,10,12,13 139:8,10,17 142:1 147:11,13 149:5 151:16 155:2,3 156:11,13 160:5 161:4,9,12,19 162:5,6,16 163:2,3,16,18 164:12,22 165:17 170:5,8	172:10,18 173:1,12 174:14 175:18 176:2 177:19 190:8 193:5,6 195:9 197:9 199:8 211:18,21 237:9 259:14,19 260:15 <b>jobs</b> 138:7 169:14 178:2 <b>John</b> 1:14 <b>joined</b> 58:5,6 <b>joke</b> 166:15 <b>Jones</b> 122:13 <b>jovial</b> 93:12 <b>judge</b> 120:5 170:11,22 237:22 <b>Judy</b> 119:12 151:21 152:11,18 <b>July</b> 11:13 14:1 18:11 19:12 21:12 22:11,18 23:4 26:6,10 32:14 36:4,16 37:15 38:12 40:13,16 54:22 55:1 64:3 244:19 245:16,18 246:1 <b>June</b> 1:13 5:3 21:16 22:8,17,20,21 25:7 26:4,10 27:19,20,21 38:6 40:12 41:19 42:18,19 97:5 100:18 155:17 204:6,10 207:19 216:16 232:8	236:21 237:7 240:10 245:20 246:15,16,20 <b>June24</b> 245:20 <hr/> <b>K</b> <hr/> <b>KAFA</b> 147:16 188:3 <b>Kaiesha</b> 200:22 207:15 <b>Karim</b> 115:5,15 116:1,10,19,21 117:3 146:7 147:5,10 149:9 151:1 162:21 <b>Karim's</b> 147:9 <b>Ken</b> 121:7,10 <b>kicked</b> 97:14 98:4 <b>kickoff</b> 97:5 <b>kidding</b> 175:6 199:19 250:9,14,17,20 <b>kill</b> 166:13,15 <b>Kim</b> 143:14,18 <b>knew</b> 14:10,18,19 92:18,21,22 93:2,3 96:19 97:1 105:8 112:1,19 129:12,17,19 138:2,16 141:18 152:7 155:19 160:9,12,13 161:4 166:9 189:1,4,6 193:5 217:13 <b>knowledge</b> 73:6 83:14 104:9 153:13 <b>known</b>	127:10,13,14 129:20 130:15 172:19 191:2 <b>kudos</b> 147:13 <b>Kwame</b> 191:5 <hr/> <b>L</b> <hr/> <b>label</b> 46:3 53:17 54:11 <b>labeling</b> 45:22 <b>lady's</b> 103:4 <b>land</b> 185:10 250:1 <b>lane</b> 223:2 <b>language</b> 227:21 <b>lapel</b> 55:3 <b>last</b> 50:22 51:19 52:7 55:14,15,17 56:18 57:20 62:2 75:1 76:17 85:9 91:20 124:3,4 127:8 129:9 134:7 138:15 154:4 175:3 184:14 205:4,9 227:17 242:8 <b>lasted</b> 75:2 111:20 156:3 <b>lasting</b> 224:18 <b>Latanya</b> 202:1 <b>late</b> 65:13 <b>later</b> 6:2 7:12 9:7 27:8 53:4 69:5 119:6,7 128:6 152:22 156:22 186:11 243:16 261:20 <b>laughing</b> 80:19 93:14 133:16,19 <b>Laughter</b> 28:9
--	---	---	--



Capital Reporting Company  
D.C. Council- Brown Testimony 06-06-2011  
Page 25

58:11,18 75:9,11,14 76:12 80:5,8,11,14,17 105:3 133:14 196:12 207:9 256:9 <b>launder</b> 174:4,10 <b>laundering</b> 34:11 177:3 <b>law</b> 3:10 4:2 8:20 32:3 37:9 45:12 74:2,13 115:17 118:22 128:19 195:19 196:15 209:3 <b>laws</b> 250:1 <b>lawyer</b> 176:8 <b>lay</b> 185:10 <b>lead</b> 189:12 192:18 <b>leadership</b> 73:11 198:21 <b>learned</b> 112:5,9 162:16 163:2,3,16,17 165:17 <b>least</b> 90:5 103:15 158:3 185:2,3 186:9 203:10 <b>leave</b> 79:22 84:21 85:3 108:18 163:17,18 248:14 <b>led</b> 56:11 110:19 <b>legal</b> 108:5 118:18 119:8,18 120:1 210:5 234:19 261:12,13 <b>legislative</b> 4:5 106:8 119:18	120:1 <b>legitimate</b> 192:11 <b>legwork</b> 111:7 138:9 <b>lengths</b> 28:11 <b>Leslie</b> 54:19 <b>less</b> 65:1,5 147:2 <b>let's</b> 7:21 53:8 69:9 86:22 91:7 99:8 126:4 169:19 227:21 236:16 <b>letter</b> 148:22 <b>letting</b> 136:11 <b>level</b> 104:4 172:20 <b>liar</b> 251:14 <b>lie</b> 89:21 237:17,18 <b>lied</b> 147:10 195:6 198:14 199:2 249:7 <b>life</b> 198:2 <b>light</b> 5:8,9,10 93:12 154:21 168:17 <b>limited</b> 9:11 <b>Linda</b> 118:20 145:12 146:4 157:7 186:20 <b>line</b> 103:5 131:16 203:12 <b>list</b> 63:4,10 111:3 138:4 165:8,11,12 187:15,17 208:17,20,22 209:13 <b>listed</b> 200:21 201:21,22 205:3,9 207:3,4	209:2 <b>listen</b> 16:2 23:2 87:18,22 88:3 <b>listening</b> 47:8 93:10 252:3 <b>listing</b> 109:4 <b>literally</b> 144:18 <b>literature</b> 186:21 <b>little</b> 45:5 61:5 68:22 114:6 125:8 138:10 139:16 142:19 150:5 165:1,4 184:21 189:1 209:7 215:21 258:21 <b>lives</b> 202:7 <b>living</b> 5:20 9:17 <b>Livingston</b> 202:1 <b>lobby</b> 143:22 184:18 185:5 <b>locate</b> 159:14 <b>located</b> 52:16 68:16 <b>locked</b> 250:19 <b>Lockridge</b> 124:17 <b>long</b> 6:22 74:22 96:15 114:20 127:19 139:2 144:1 152:21 168:20 210:2 226:4,7 <b>longer</b> 142:19 <b>loop</b> 54:10 <b>loose</b> 225:19,21 226:2 <b>Lorraine</b> 5:16 6:4,17 7:19,20	8:1,9 9:14 11:2,13,16 14:2 22:4,17,21 23:13,14 24:2,15 26:11,15 27:6 28:15,20 32:15 36:5,11 37:17 38:5,14,20 39:10 40:13 51:1,20 55:22 57:16 59:10 60:11 94:22 101:5 114:19 121:7,21 122:17 125:1,4 127:2,8,11 130:1,4,5 131:8 135:3 151:21 152:11 155:15 159:20 160:4 168:15 191:1,7 200:2 204:6 205:20 207:19 215:3,13 216:22 217:10 218:7 220:4,17 221:16 223:5,9,11 231:15 232:7 236:18 237:7 247:6,19 249:11 <b>lose</b> 106:16 261:20 <b>losing</b> 212:12,14 213:14 <b>lost</b> 95:6 170:5,8 172:10,18 173:2 <b>lot</b> 55:7 60:9,16 61:21 62:7 70:8 72:20 73:5 79:15 90:13 96:22 115:22 117:22 138:22 182:9 186:13 187:15 209:22 212:19 220:3 221:9
---	---	--	---

Capital Reporting Company  
D.C. Council- Brown Testimony 06-06-2011  
Page 26

228:21 249:9 <b>Loud</b> 169:22 <b>love</b> 54:10 <b>loyal</b> 168:20 169:2 <b>luck</b> 240:2 <b>lunchtime</b> 13:5,15 <b>Lying</b> 126:14 135:2 <b>Lynette</b> 122:13	201:18 203:22 256:8 <b>malicious</b> 5:13 <b>man</b> 175:6 177:16 242:3 249:3 253:9 254:16 255:20 <b>management</b> 119:19,20 120:1 <b>maneuvering</b> 234:19 <b>manner</b> 89:7 108:21 <b>March</b> 34:22 83:4 <b>marched</b> 88:6,8 <b>Marion</b> 2:11 52:20 54:3 68:20 <b>mark</b> 262:3 <b>marks</b> 127:6 135:15 <b>MARX</b> 263:3,17 <b>Mary</b> 2:3 27:13 74:7 76:16 <b>Mason</b> 8:22 108:7 109:12,21 110:3,7 111:13 113:20 115:9 116:8 117:12 120:22 121:3,15,21 122:4,15,21 136:8 137:2 138:11 139:12 140:1 151:21 159:19 160:3 164:16 166:6 189:2 <b>materials</b> 154:5 156:17	<b>math</b> 200:12,15 <b>matter</b> 6:16 10:6 16:3 93:14 108:17,20 133:13 148:10 170:21 <b>matters</b> 3:16 4:13 <b>maximum</b> 60:5 <b>may</b> 4:15,17 6:6 10:14 27:20 32:21 60:17 93:4,5 97:6 104:21 116:3 176:9,11 179:1 192:1,3,7 194:5 202:5,13 203:13 229:14 249:8 250:11,13 253:3 256:17 261:1,19,20 262:13,14 <b>maybe</b> 21:8 41:5 60:5 75:3 93:17 95:6 98:11 102:7,8 103:5 112:12 122:17 124:16 125:16 128:6 143:5 144:8 162:3,4 176:19 202:16 203:9 207:12 208:14 230:6 236:11 239:9 243:21 244:10 <b>mayor</b> 5:15,17,20 11:15 20:16 30:5,11,14 39:5,11 56:12 60:1 61:2,3,22 62:18 71:16 77:10 81:16 89:8,11,18 94:21 96:19	103:8,10,16,18 105:5 106:22 107:14 108:9,14 109:8 110:20 111:3 114:19 116:1,22 119:1,2 123:6,12,21 124:5 127:10 129:19,22 130:11,12 131:16,21 136:9 137:2 138:4 140:7 141:13 142:10 149:1,2 155:1,3,7,12,14, 16,17 156:9,10 159:20 160:4,9,21 168:15 173:5 174:3 183:19 191:1 192:16 194:1 197:9,16 198:14 201:5 208:19 211:14 228:20 230:2 235:2 249:2 251:13 252:9 259:1 <b>mayoral</b> 5:16,21 9:18 116:3 <b>Mayor-elect</b> 123:7 136:10 137:4,5 <b>Mayor's</b> 38:17,18 95:4,18 108:6 117:21 152:13 190:16,20 203:1 <b>McCray</b> 143:14,18 <b>mean</b> 13:18 56:21 57:1,2 77:4 136:16 152:17 160:12 169:17 200:17 220:21 231:1
--	--	---	--

Capital Reporting Company  
D.C. Council- Brown Testimony 06-06-2011  
Page 27

<b>means</b> 73:17 <b>meantime</b> 197:15 253:15 <b>meat</b> 190:21 191:9 <b>meddles</b> 93:19 <b>media</b> 14:3 33:20 35:9 60:9 74:5,7 78:5 81:10 89:19 95:4 100:19 133:7 156:4 181:20 260:1 <b>Medicaid</b> 157:10,15,16 <b>medical</b> 6:9 147:15 159:8 187:20 <b>meet</b> 11:10 12:16,19 13:13,19 28:15 39:19,21 40:5,11,15 41:11 54:2 79:2 121:1 122:5 135:22 136:2,3 137:13,14 138:11 146:1,17 156:21 215:15 219:10 220:4 221:16 239:11 <b>meeting</b> 11:18 22:22 25:15 26:14 27:6 42:3 74:22 75:2 76:7 78:22 79:15 109:21 110:12 111:1,2,20 113:15 116:20 122:14 132:9 136:5 137:10,12,17,20 138:5,6 145:15 155:18 165:6	183:1 204:8 215:10,21 216:19 217:4,10 218:16 219:5 220:5,6 223:12 241:17 <b>meetings</b> 101:9 102:8 110:2 145:14 150:16,21 151:3,9,12,14 187:18 216:20 217:9 <b>member</b> 80:7 106:7 109:2 133:17,20,22 170:1 199:1 235:16,19 252:12,14 254:10,11,14,16, 19,22 255:2,4,7,9,11,1 5 256:8 <b>members</b> 2:6 8:16 10:2 54:17,19 62:19 74:3 120:18 193:1 195:11 197:11 253:20 <b>Memorial</b> 42:15 <b>memories</b> 162:21 <b>memory</b> 79:6 <b>men</b> 255:20 <b>men's</b> 132:14 <b>mention</b> 127:17 128:5 146:19 183:9 234:21 235:6 <b>mentioned</b> 64:1 104:17 105:20 106:1 107:18	109:15 125:1 130:1 146:20 148:6 193:14 <b>mentioning</b> 213:9 <b>mercy</b> 145:2 <b>message</b> 37:21 38:1 64:5 87:9 151:15 213:11 <b>messages</b> 8:7 39:4,15 59:12 110:19 <b>met</b> 11:12 12:6,12 14:11 15:12,17 22:17,21 26:1,5 28:13 40:12,13 41:15 49:9 52:1 77:14 116:19 126:22 135:9 138:18 139:7 146:11 155:17 186:11 204:5 215:3,12 216:6,11,13,17 218:6,7,8,11,22 219:6,7,14 220:6,11,17,18 232:7 236:18 <b>mic</b> 5:7 30:6 59:6 89:4 <b>Michael</b> 72:22 73:1 130:14,15 <b>microphones</b> 59:5 <b>middle</b> 13:4 122:17 140:21 <b>midst</b> 91:12 <b>Mike</b> 201:22 <b>Miller</b> 53:1,2 54:7,15,19 69:3 <b>millionaire</b> 258:20 <b>mind</b> 7:1 39:1,3	50:4 81:1,2,4 85:8 163:20 164:2 165:20 182:2 251:2 <b>mine</b> 18:22 129:4 <b>minimum</b> 207:22 <b>minute</b> 81:19 85:9 86:2 182:18 191:18 197:21 200:5 202:20 251:9 <b>minutes</b> 65:19 75:3 79:17 91:14 111:21 112:12 151:12,13 156:4 187:18 196:14 256:10 <b>misconceptions</b> 107:18 <b>misled</b> 253:17 <b>miss</b> 62:12 <b>missed</b> 96:2 <b>missing</b> 228:11 <b>misspelling</b> 202:5 <b>mistake</b> 203:3 <b>mistaken</b> 22:7 <b>mistakes</b> 249:5 <b>mixed</b> 91:19 <b>moment</b> 83:3,5 143:17 151:8 226:10 <b>momentarily</b> 75:17 <b>Monday</b> 1:13 72:16 122:9 <b>monetary</b> 224:14 243:20 <b>money</b> 4:12 5:19
---	---	--	---

Capital Reporting Company  
D.C. Council- Brown Testimony 06-06-2011  
Page 28

6:1 8:14 9:5,12 10:8,14,21 14:1,22 15:1,7 16:18,22 17:21 18:4,14,17,19,20 19:1,10 20:1,8,16,19 21:9,14,16 22:3,4,6,8,9,12,1 6 23:12,15,18,20 24:1,14 25:10,18,20 27:2 29:14,15 34:11 40:20 41:20,21 42:7,21 43:2,13,19 45:2,4,15 47:3,7,17,19,21 48:1,3,4,8,15 50:5,8,9,10 51:5,14,21 52:2,3,17 53:12,14,15 55:1 65:21 66:11 68:16 69:15 93:20 98:14,15 99:3,6,13,19 100:1,4,12 101:5 105:8 129:21 131:19 148:17 166:17,20 167:10,13 168:22 169:2 174:4,10 177:3 195:12 201:16 203:10,14 205:22 206:1,5,18 207:22 208:2,5,9,10,11, 15 219:4 224:9,17,20 225:1,6,8,10 226:12 227:2,5 228:14,15,16	230:15,16 231:11,13,17,18 232:12,14 234:1,3,6 236:3,17,20 237:6 238:8,9 243:21 244:8,21 245:11,13,15 246:7,8,13,19,21 ,22 247:17 255:18 259:14,19 260:15  <b>monies</b> 5:22 10:18 207:5 215:2 232:19 256:19 258:3  <b>month</b> 147:3  <b>months</b> 40:17 91:20 106:14 124:2  <b>morning</b> 13:9,12  <b>mostly</b> 58:10 145:8  <b>motivation</b> 192:15,19  <b>motive</b> 195:16,17,19,21  <b>move</b> 138:10 144:21 184:21 232:9  <b>moving</b> 163:13 252:16  <b>multiply</b> 200:4  <b>Muriel</b> 2:12 58:6  <b>myself</b> 6:2 7:5 78:4 147:11,16 166:13 173:11,12 185:14 249:1	<hr/> <div style="text-align: center;">N</div> <hr/> <b>nature</b> 4:3 81:12 108:8 109:13 137:16,19 159:3,19 164:18,21 210:13 260:7  <b>Navy</b> 42:15  <b>Naylor</b> 201:22  <b>necessarily</b> 64:7 93:11  <b>necessary</b> 46:22  <b>nefarious</b> 177:5  <b>negative</b> 64:7 101:3  <b>negatively</b> 78:7  <b>negotiated</b> 6:4  <b>negotiations</b> 89:12  <b>neighborhood</b> 10:10 92:16  <b>neither</b> 263:5  <b>newborn</b> 114:22  <b>Newman</b> 54:4 107:15  <b>news</b> 148:16 153:6 238:13  <b>NewsTalk</b> 82:22  <b>NewTalk</b> 34:20  <b>NFL</b> 41:6  <b>nice</b> 141:17 164:10 166:9  <b>nicest</b> 185:21  <b>nobody</b> 129:22 141:7 152:7 185:15  <b>nobody's</b> 33:2	<b>none</b> 108:22 169:15  <b>nonsense</b> 141:21  <b>nor</b> 263:5,6  <b>normal</b> 249:6  <b>note</b> 4:4 24:19 53:20 58:4 152:16,18  <b>notes</b> 25:1 57:17,18 61:9 160:10 244:15,17 248:4 259:1,2  <b>nothing</b> 3:13 39:5 45:9 101:19 105:19 126:11 144:17,18 184:18,21 205:6 217:16 220:20 244:5 255:12  <b>notion</b> 152:3  <b>notwithstanding</b> 83:21  <b>November</b> 39:9 55:17,20 56:2,5,7,19 57:1 134:4  <b>now-Mayor</b> 63:16  <b>nuisance</b> 83:16  <b>numerous</b> 99:6  <b>NW</b> 1:15 68:16  <hr/> <div style="text-align: center;">O</div> <hr/> <b>Oak</b> 58:19  <b>oath</b> 5:13 8:19 29:19 33:3 55:16 73:16 122:18 139:1 147:10 183:5 195:5
--	---	--	---

Capital Reporting Company  
D.C. Council- Brown Testimony 06-06-2011  
Page 29

226:8 <b>objections</b> 96:7 <b>obligated</b> 109:4 <b>obtained</b> 121:18 <b>obviously</b> 50:21 131:7 165:18 166:18 <b>occasion</b> 40:19 103:3 230:14 236:6 237:16 <b>occasions</b> 215:3 230:11,15 231:13,17 236:14 <b>occur</b> 122:7 <b>occurred</b> 32:2 234:5 <b>occurrence</b> 106:13,21 107:3,11 <b>offer</b> 123:8 134:2 150:11 164:20 259:17,20 <b>offered</b> 70:8 127:10 150:2 160:5 260:11 <b>offers</b> 259:13 <b>office</b> 9:9 20:16 55:8 72:22 74:11,20 79:2 88:6,9,11 106:9 108:14 110:11,14 111:17 114:3 117:1 120:2 122:12 128:1 132:9 144:14,20 145:11 150:7,10 152:5 165:19 184:12,15,16	186:7 192:18 213:21 228:2,8 249:6 261:10 <b>officer</b> 146:13 151:7 187:12 189:18 255:6 <b>officers</b> 261:21 262:2 <b>offices</b> 186:14 <b>official</b> 97:21 101:10 <b>off-the-wall</b> 169:9 <b>Oh</b> 30:16 58:17 88:14 90:18 122:22 203:3 231:3,4 236:5 239:14 <b>okay</b> 12:13,18 13:7,18 14:8,19 16:5,11,14,20 17:15 22:14 23:7 24:4,19 25:3,6 26:9 27:11 29:5,7 41:22 44:21 45:5,18 46:11 48:9,17 50:6 51:19 52:6 53:20 56:9 57:14,20 65:18 66:9 69:1 71:13 72:14 86:13 88:14 99:2,8,18 102:19 113:18 116:5,15 121:16 122:8,20 124:22 125:14 126:8 135:21 140:12 149:16 151:20 153:9,12 154:13 156:13 159:9,13,16 161:3 163:14	165:5 181:2 190:14 200:6 201:7 203:4 204:15 205:3,13 206:12,17,21,22 207:3 212:5,17 213:16 214:22 222:8,12 223:8,13 224:4 227:12,15 230:1,17,21 235:20 238:12 242:10 243:3,16 248:6 255:22 256:7,16 257:3,6,15 258:10,15 259:8 260:4,9,20 261:16,21 <b>Olieus</b> 201:22 <b>Omar</b> 116:1 <b>onboard</b> 115:7 119:7 <b>ones</b> 39:20 42:13 44:11 96:8,11,12 99:7 131:22 132:2 224:11 <b>onset</b> 46:10 <b>open</b> 128:2 <b>opened</b> 257:7 <b>opening</b> 4:8,9 5:4 10:17 11:16 <b>Operating</b> 146:12 151:6 187:12 189:18 <b>Operations</b> 1:6 262:19 <b>opinion</b> 74:13 84:6 141:21 172:14 177:15,17	251:18 <b>opinionated</b> 172:15 <b>opponent</b> 67:1 <b>opponents</b> 106:11,19 107:5 <b>opportunity</b> 75:21 77:16 136:21 195:20,21 <b>oppose</b> 259:13,18 260:13 <b>order</b> 9:5 16:11 22:8,9 25:10,18 35:14,20 45:17,22 46:11,20 50:8,9,10 51:14 53:15,17 128:22 129:1 221:5 <b>ordered</b> 44:12 <b>orders</b> 4:12 5:19 6:1 8:14 9:12 10:8 21:9,17 22:6,13,16 23:12,15,18,20,2 1 24:1,14 25:20 27:2 29:14,15 40:20 41:20,21 42:7,22 43:3,14,19 45:2,4,16 47:3,7,18,19,21 48:1,3,5,8,16 50:5 51:6,21 52:3,17 53:13,14 55:1 68:17 69:15 98:15 99:3,6,13,19 100:5,12 131:19 166:17 195:12 201:16 203:10,15
---	---	---	---

Capital Reporting Company  
D.C. Council- Brown Testimony 06-06-2011  
Page 30

206:5,18 224:9 225:1,6 243:21 244:8,21 245:11,13,15 246:7,8,13,19,21 ,22 247:17	<b>outstanding</b> 249:2 <b>overall</b> 157:16 <b>oversight</b> 1:7 9:10 188:10 262:20	103:2 212:21 <b>particular</b> 11:11 155:8 163:17 <b>particularly</b> 120:14 <b>partly</b> 115:8 <b>party</b> 263:5 <b>pass</b> 13:20 <b>passage</b> 223:17 <b>passed</b> 47:1 124:17 146:15 230:9 231:14 <b>passenger</b> 222:15,16 223:5 243:10,11 <b>passenger's</b> 28:20 <b>passing</b> 224:21 <b>past</b> 24:15 259:12,17 <b>patience</b> 131:4 <b>patient</b> 184:20 <b>Pause</b> 3:5 4:21 6:10,13 13:22 17:7 21:18 22:14,19 23:6 24:7,20 40:21 41:3,4 42:2,5 43:7,17,18 44:15 47:5 50:7 53:21 54:13,21 55:4 56:17 57:22 58:3,8,12,21 59:1,3,11 64:3 80:3 86:19,21 89:5 108:13,16 110:21,22 124:11 126:7 134:18 140:15,18 141:12 158:7	170:6 172:11 226:14,16 227:1,4 230:18 234:7 240:13 241:9 246:3,14 247:10 <b>pay</b> 17:11 64:20 115:1 141:15 166:10 242:6 <b>payee</b> 131:16 <b>paying</b> 168:6 <b>payment</b> 9:16 100:3 243:3 <b>payments</b> 9:6 10:6 14:1 24:8,9,10 59:20 92:11 191:14 199:8 205:21 232:12 237:6 <b>penalty</b> 3:10 <b>Pennsylvania</b> 1:15 42:16 <b>people</b> 54:2 67:13 72:21 73:20 79:1,18 80:22 89:8 92:7 93:7,15 98:17 102:4 103:4,6 106:11,15 107:4 111:3,5 112:2 131:9 138:7 142:13 150:10 182:5 183:13 185:12,21 189:20 191:2 192:20 203:13 230:4 231:6,14 249:6 256:15 <b>per</b> 45:17,21 98:5 <b>percentage</b> 166:21
<b>organization</b> 54:16 63:2 185:11 <b>organizational</b> 117:11 <b>orientation</b> 142:9,19 <b>original</b> 10:22 91:14 <b>others</b> 76:5,7 83:7,16 103:15 106:16 230:13 233:3 <b>otherwise</b> 4:2 63:17 76:2 130:14 <b>ought</b> 198:2 <b>ourselves</b> 103:6 <b>outburst</b> 235:17 254:13 <b>outcome</b> 263:6 <b>outset</b> 91:15 221:7 <b>out-set</b> 260:20 <b>outside</b> 52:3 53:8,9 67:14 69:10,11 79:1 84:21 117:14 152:15 176:19 182:22 183:1 193:8 197:4 215:13 221:18,22 222:9 232:16 241:6,18	<b>p</b> <b>p.m</b> 11:14 232:10 237:2 <b>package</b> 115:10 144:5 <b>packing</b> 212:10 <b>pad</b> 61:9 <b>page</b> 156:6 <b>paid</b> 8:11 60:2 61:10 62:14,20,21 63:14,18 64:18 90:7 211:16 <b>panel</b> 102:17 103:21 104:3 <b>paper</b> 84:2 148:3 <b>paraphrasing</b> 123:5 137:9 <b>Pardon</b> 13:10 43:12 64:10 95:9 112:7 137:18 138:19 141:2 159:22 184:1 201:1 222:22 240:21 257:18 <b>parents</b> 103:17 <b>Park</b> 72:17 <b>parked</b> 222:19,21 223:1 <b>parking</b> 55:6 <b>participate</b> 32:20 94:4 <b>participated</b> 96:20		

Capital Reporting Company  
D.C. Council- Brown Testimony 06-06-2011  
Page 31

<p><b>perfectly</b> 176:1</p> <p><b>performance</b> 119:19,22 150:17</p> <p><b>period</b> 141:15 145:21 148:22 150:4 158:3 166:11 218:11 219:8,10 220:11 224:2</p> <p><b>perjured</b> 147:9 150:21 195:6</p> <p><b>permission</b> 90:19 125:18 152:12</p> <p><b>persistent</b> 83:17</p> <p><b>person</b> 26:8 27:11 44:14,17 49:1 55:18 106:15 107:15 123:20 127:15 133:1 141:17 145:9 183:17 202:6 203:11 204:19,21 214:12 243:9</p> <p><b>personal</b> 78:1 104:16 116:3 166:20 167:10,14 172:4 174:6 208:4 211:6 225:11 227:9 255:17 256:18 257:16,19,22 258:3</p> <p><b>personally</b> 38:7 90:10 92:11 131:2 164:17</p> <p><b>personnel</b> 1:9 106:5,6 108:5 116:6 144:5</p>	<p><b>persons</b> 106:10,20</p> <p><b>pertaining</b> 76:14 95:1</p> <p><b>pest</b> 60:21 81:16 83:14,16</p> <p><b>petition</b> 120:4</p> <p><b>Peyton</b> 130:14</p> <p><b>ph</b> 38:3 62:3 80:7 127:7 147:16 200:22 201:22 202:1,5</p> <p><b>phone</b> 8:8,9,10 11:21 12:7,9,15,18 13:17 37:16 53:6,8 55:9 56:3 58:2 62:6 63:22 64:3 69:7,9 125:7 134:8,9,12 137:7,8 199:8 200:1,5,6</p> <p><b>photographed</b> 261:18</p> <p><b>phrase</b> 60:7 62:16</p> <p><b>physical</b> 150:20 195:3 206:15</p> <p><b>physically</b> 184:9</p> <p><b>pick</b> 127:5 135:14 138:9 144:13</p> <p><b>picked</b> 111:5 138:7</p> <p><b>picture</b> 228:18</p> <p><b>pictures</b> 47:15 202:15</p> <p><b>piece</b> 248:9</p> <p><b>pieces</b> 150:5</p> <p><b>pissed</b> 89:1</p> <p><b>placed</b> 111:6,7</p>	<p>138:8 152:8</p> <p><b>plaintiffs</b> 196:21</p> <p><b>plan</b> 126:20 135:7</p> <p><b>planned</b> 12:19</p> <p><b>planning</b> 109:18</p> <p><b>plans</b> 12:16</p> <p><b>play</b> 60:9</p> <p><b>playing</b> 126:19 135:6</p> <p><b>pleasant</b> 111:22 112:1</p> <p><b>please</b> 3:7 4:20 6:8 29:20 33:16 37:7 41:4 45:7 49:20 51:4,10,12 52:13 75:16 84:2,13,16 122:11,12 172:7 192:7 194:5 204:11 223:22 231:22 234:8 254:20 256:2</p> <p><b>plenty</b> 147:13</p> <p><b>plural</b> 206:10</p> <p><b>plus</b> 42:6 155:22 246:22</p> <p><b>pocket</b> 55:3 230:10 236:3</p> <p><b>point</b> 14:22 66:10 72:18 74:16 80:20 81:1 98:9 103:1 104:16 116:9 119:8 121:12 125:7 135:21 137:10 139:20 140:22 144:13 145:4,12,19 163:15 180:17 184:6,12,13 186:6,10 195:5</p>	<p>203:20 208:9 249:21 258:13 262:15</p> <p><b>points</b> 170:17 195:8 238:13</p> <p><b>policy</b> 108:6 109:18 120:1</p> <p><b>political</b> 170:17 238:13 249:5</p> <p><b>politically</b> 72:20 191:3</p> <p><b>politics</b> 97:10</p> <p><b>poor</b> 150:17</p> <p><b>portraying</b> 175:7</p> <p><b>position</b> 71:20 72:7 107:3 109:22 110:8,10 111:10,11,18 112:6,9 113:4 114:1,12 115:3,5,6 118:18,22 119:15,16 120:7 126:22 135:9 147:2 153:20 154:3 158:12 165:10 168:14 181:13 185:13 190:20 198:12 211:17,19</p> <p><b>possession</b> 18:12,15,18 19:10 225:2</p> <p><b>possibility</b> 36:13 123:19</p> <p><b>possible</b> 94:2</p> <p><b>post</b> 4:11 8:3,15 10:7,13,15 21:9 22:13 23:21 24:2,15 25:21</p>
---	--	---	---

Capital Reporting Company  
D.C. Council- Brown Testimony 06-06-2011  
Page 32

26:14,18 27:9 29:16 39:9,15 100:13 101:18 125:2 132:1 148:3 195:10 201:12 202:16,18 205:18 207:21 232:22 233:2 244:21 245:2 <b>Post's</b> 8:5 <b>powers</b> 112:20 <b>practices</b> 1:9 106:6 <b>precipitated</b> 56:11 <b>preferable</b> 6:7 <b>prejudicial</b> 81:17 <b>premeditation</b> 248:16 <b>prepared</b> 263:4 <b>preparer</b> 168:1 <b>preparing</b> 188:9 201:8 <b>present</b> 9:5 55:20 56:16,20 220:15 261:5 <b>presents</b> 197:13,14 <b>President</b> 73:4 97:7,8,9 <b>press</b> 5:9 58:10,16 83:21 84:21 85:2,5 90:5 152:21 <b>pressed</b> 115:12 162:13 <b>pretty</b> 27:10 29:1 38:3 75:15 117:17 139:2 157:11,12,16	160:10 232:7 <b>previous</b> 116:1 188:2 247:2 <b>previously</b> 96:21 147:17 236:2 240:5 <b>primary</b> 205:22 <b>printed</b> 7:2,4 <b>printout</b> 112:15 137:22 138:12 139:9 <b>prior</b> 8:18 14:11,13 22:5 87:13 97:6,10,15 110:15 122:1 124:16 141:11 161:7,9 213:21 216:5 217:10 <b>privilege</b> 4:1,3 37:9 104:16 128:17 229:16 <b>privileged</b> 4:2 75:6,8,12 <b>pro</b> 181:12 <b>proactive</b> 185:14 <b>probably</b> 18:9 55:9 59:4 62:7 74:21 88:1 107:14 111:7 138:10 192:21 232:12 <b>problem</b> 54:8 95:3 151:22 152:19 171:3 197:8 198:17 <b>problems</b> 14:4 117:22 <b>procedures</b> 108:6 <b>Proceed</b> 86:20	<b>proceeding</b> 4:10 <b>process</b> 92:6 142:19 144:16 <b>produced</b> 101:8 <b>professional</b> 54:16 104:21 164:10 166:6 168:20 <b>professionally</b> 191:2 <b>Professionals</b> 104:20 <b>professor</b> 45:13 228:6 <b>program</b> 157:10,15,16 <b>promise</b> 6:3 8:21 59:21 63:20 66:13 127:10 199:8 <b>promised</b> 6:1 8:11,21 38:8,11,15,19,21 ,22 39:2,5 90:7 108:9 197:9 <b>promises</b> 9:4 <b>protective</b> 261:10 <b>prove</b> 93:4 151:13 206:15 216:10 <b>proven</b> 249:13 250:2 253:18 <b>provide</b> 9:21 63:17 72:4,8 210:6 <b>provided</b> 22:4 62:19 71:17 <b>public</b> 1:7 38:19 89:1,19 128:6 191:8 192:12 193:8 194:18 197:1,10,15	198:2,14,17 199:2 249:2,6,7,11,22 251:8,16 252:17 253:12,15,17,21 262:19 <b>publicity</b> 64:7 <b>publicly</b> 76:18 <b>pull</b> 83:13 <b>pulled</b> 32:4 111:9 113:8 173:1 177:19 <b>pulling</b> 91:18 97:1 152:12 <b>purchase</b> 71:11 94:8 <b>purchased</b> 21:20 44:13 71:8,10,14 94:3 <b>purpose</b> 174:9,11 <b>purposes</b> 121:8 <b>puts</b> 35:21 <b>putting</b> 35:16 82:10 228:20 <b>puzzled</b> 114:6 139:16 143:11 165:1,4 <hr/> <b>Q</b> <hr/> <b>qualifications</b> 138:14 <b>qualified</b> 149:2 <b>quantified</b> 94:20 <b>quantitative</b> 156:21 <b>question</b> 19:3,15 32:9 33:13,14 34:1,14 35:1,19 36:1 37:13 41:10
---	--	--	--



Capital Reporting Company  
D.C. Council- Brown Testimony 06-06-2011  
Page 33

49:10,12 55:14 57:21 66:3 69:20 70:3,19 74:6 75:16 85:4 90:2 91:21 92:12 94:16 99:10,11,15,17 102:22 103:1,12 104:5 105:15 121:19,22 122:20 128:15,21 129:3 131:4 155:10 163:7,9 167:8,9 170:10 172:5,6,7 174:15,17,20 182:1 191:9,10 192:12 193:1,7,22 207:11 215:6 219:16 220:2 225:13 226:18,19,20 227:7 231:20 232:18 234:6 242:15 257:16 258:6 <b>questionable</b> 248:21 <b>questioning</b> 30:1 91:13 92:3 107:22 119:14 213:2,4,8 231:21 <b>questions</b> 3:22 30:19 32:5,10,12,20 35:17,18,20,21 36:19,20 37:7,8,10,14 40:11 51:3 60:17 74:4 82:10 93:9,11 94:1 99:12 104:15 105:15,17	107:16 127:6 128:22 135:15 161:21 171:7 182:9 183:7 189:19 197:5,7,10 223:21,22 238:3,17 239:11 256:17 261:5 <b>queue</b> 59:18 73:8 <b>quicker</b> 111:7 138:10 <b>quickly</b> 114:18 <b>quid</b> 181:12 <b>quiet</b> 238:15 <b>quite</b> 106:9 115:8 116:11 173:4,6 215:1 224:12,15 232:5 <b>quo</b> 181:12 <b>quote</b> 82:5 84:1 206:2 <b>quoted</b> 83:9 <b>quoting</b> 10:15 <hr/> R <hr/> <b>race</b> 5:21 9:18 22:2 27:20 96:15,16 97:4 101:6 116:3 207:22 208:12 213:18 <b>racist</b> 176:20 <b>radar</b> 146:9 <b>railroaded</b> 252:5 <b>raise</b> 3:9 <b>raised</b> 98:8,10 189:19 213:17,19	<b>raising</b> 255:12 <b>ran</b> 70:11 72:21 106:10,22 228:1 <b>rand</b> 149:3 154:5 <b>range</b> 17:10 98:11 153:21 155:2,4,19,20 217:5 <b>rapidly</b> 114:11 <b>rash</b> 81:3 85:7 <b>rather</b> 4:19 10:2 70:6 114:11 <b>RAWLS</b> 263:3,17 <b>reach</b> 7:15 9:1 11:17 243:5 <b>reading</b> 180:18 212:4 <b>ready</b> 41:7 80:1 145:1 219:3 256:15 <b>real</b> 158:5,8 190:21 193:8 <b>realistic</b> 159:1 <b>realized</b> 78:4 81:8 85:10 146:6,7 164:12 <b>really</b> 20:18 32:6 38:1 58:19,22 60:8 91:21 92:22 103:13 106:12 117:14 133:5 134:11 145:16,17 173:16 188:21 195:14 229:13 258:7 <b>reason</b> 6:9 18:19 62:8 114:17 162:11 193:8	<b>reasonable</b> 154:21 <b>reasoning</b> 219:22 <b>reasons</b> 147:6 <b>Rebecca</b> 54:17 <b>recall</b> 16:13 24:21 56:14 63:12 104:19 115:19 129:15 163:2 217:12 220:8 226:11 234:11,12,15 239:18,20 241:21 242:21 243:15 244:7,10,11,15,1 6 255:19 <b>recalling</b> 26:18 <b>receipt</b> 47:22 48:7 262:8 <b>receipts</b> 45:3 48:6,13 49:13,20 50:5 200:20 201:9,12 202:21 <b>receive</b> 130:16 246:1 <b>received</b> 5:22 6:2 8:21 9:6 21:21 26:11 41:19 42:21 55:2 98:15,17 120:15,16 121:3 123:4 131:15 166:17 203:20 206:1 215:2 230:15 256:19,20 258:3 262:8 <b>receiving</b> 130:4 255:18 <b>recently</b> 10:9 19:7
--	---	--	---

Capital Reporting Company  
D.C. Council- Brown Testimony 06-06-2011  
Page 34

<p>95:4 132:1</p> <p><b>recess</b> 91:8</p> <p>256:1,10 261:9</p> <p>262:13,20</p> <p><b>recessed</b> 262:15</p> <p><b>recitation</b> 237:4</p> <p><b>recognized</b> 115:15</p> <p><b>recollection</b> 27:6,9</p> <p>29:1 100:5</p> <p>214:22 224:20</p> <p>225:14 228:15</p> <p><b>recollections</b> 36:15</p> <p><b>reconvene</b> 91:8</p> <p><b>record</b> 5:13 23:2</p> <p>29:18 30:17 31:3</p> <p>34:3,16 35:2</p> <p>36:18,20 42:2,12</p> <p>44:22 60:20</p> <p>61:22 73:21 74:7</p> <p>84:3,7</p> <p>91:9,10,11 94:14</p> <p>97:21 102:13</p> <p>105:13</p> <p>125:10,15</p> <p>132:13 134:14</p> <p>152:4 154:14,16</p> <p>167:7 177:12</p> <p>180:14 182:2</p> <p>188:14 189:11</p> <p>203:4,14 207:18</p> <p>229:11 234:10</p> <p>249:2 251:22</p> <p>256:12,13,14</p> <p>261:8,13</p> <p><b>recorded</b> 52:21</p> <p>68:21</p> <p><b>records</b> 11:21</p> <p>13:17 55:9 125:7</p> <p>134:9 188:20</p> <p>258:8,17</p>	<p><b>Reek</b> 62:3</p> <p><b>refer</b> 100:9</p> <p><b>reference</b> 21:10</p> <p>107:11</p> <p><b>referred</b> 24:14</p> <p>25:20 121:10</p> <p><b>referring</b> 22:9</p> <p>53:11 69:13</p> <p>110:3</p> <p><b>reflect</b> 226:11</p> <p><b>refrain</b> 63:14 71:9</p> <p><b>refuse</b> 3:21</p> <p><b>refused</b> 238:17</p> <p><b>refusing</b> 239:11</p> <p><b>regard</b> 202:2</p> <p>259:5</p> <p><b>regarding</b> 55:16</p> <p>122:14 124:2</p> <p>125:5</p> <p><b>regardless</b> 195:16</p> <p>209:4</p> <p><b>regards</b> 104:18</p> <p>106:5</p> <p><b>rehash</b> 70:3</p> <p><b>reiterated</b> 38:13</p> <p>156:4</p> <p><b>related</b> 73:6</p> <p>148:16 157:15</p> <p>201:14</p> <p><b>relates</b> 6:16 8:20</p> <p>94:21 253:13</p> <p><b>relationship</b> 72:18</p> <p>127:14</p> <p><b>relatively</b> 145:20</p> <p><b>relatives</b> 8:16</p> <p>102:4 195:11</p> <p><b>relayed</b> 10:17</p>	<p><b>release</b> 122:11</p> <p>261:14</p> <p><b>released</b></p> <p>39:8,15,22</p> <p><b>remain</b> 201:4</p> <p><b>remained</b> 176:4</p> <p><b>remaining</b> 50:22</p> <p><b>remains</b> 181:9</p> <p><b>remember</b> 10:13</p> <p>13:5 28:1</p> <p>29:13,18,19</p> <p>32:16 33:15</p> <p>36:6,8,10</p> <p>55:6,10 95:3</p> <p>100:22 107:13</p> <p>110:13 114:9</p> <p>124:18 137:8</p> <p>139:19 162:11</p> <p>181:2 194:4</p> <p>211:21</p> <p>214:10,13</p> <p>223:14,18</p> <p>224:10</p> <p>225:9,12,13,16,1</p> <p>8 226:9 230:11</p> <p>236:6 243:1,2</p> <p>244:1,3,5</p> <p><b>remembered</b></p> <p>28:5,7,10</p> <p>224:12,15</p> <p><b>remind</b> 128:21</p> <p>214:12</p> <p><b>remove</b> 6:8,12</p> <p><b>removed</b> 168:13</p> <p>181:13 190:8</p> <p>235:18</p> <p>254:13,15,20</p> <p><b>repeat</b> 37:11 61:11</p> <p>78:12 79:19</p> <p>82:19 94:16</p> <p>231:19,22</p>	<p>237:10 248:20</p> <p>249:1</p> <p><b>rephrase</b> 101:12</p> <p>155:9 259:15</p> <p><b>report</b> 100:22</p> <p>104:5</p> <p>118:11,13,14</p> <p>131:12 140:22</p> <p>141:3,6 142:4,14</p> <p>143:9 151:1</p> <p>167:16,20</p> <p>200:20</p> <p>201:8,11,17</p> <p>202:12,21</p> <p>203:7,12,17</p> <p>204:12 207:3,13</p> <p>209:16,20,21,22</p> <p>210:2</p> <p><b>reported</b> 11:1</p> <p>140:12 167:18</p> <p>201:20 207:6</p> <p>209:6,10,18</p> <p><b>reporters</b> 199:14</p> <p>200:13 202:15</p> <p><b>reporting</b> 119:9,10</p> <p>146:5 168:5</p> <p><b>reports</b> 148:16</p> <p>149:10 152:21</p> <p>203:18</p> <p><b>representatives</b></p> <p>174:2</p> <p><b>Republican</b></p> <p>126:10 127:4</p> <p>134:21 135:13</p> <p><b>request</b> 4:20 109:8</p> <p>121:20 154:21</p> <p>210:8,10 213:22</p> <p>221:4 261:15</p> <p><b>requesting</b> 262:5</p> <p><b>requests</b> 91:2</p>
--	--	---	--

Capital Reporting Company  
D.C. Council- Brown Testimony 06-06-2011  
Page 35

<b>required</b> 209:3 <b>research</b> 81:7 110:15,22 113:12 118:17 124:4 138:1 146:6 159:10 <b>researched</b> 137:21 <b>residents</b> 91:22 <b>resignation</b> 188:19 <b>resigned</b> 190:9 <b>Resources</b> 143:12 <b>respect</b> 46:7 90:6 124:22 159:20 165:22 171:19 183:4 242:18 251:10 256:6 261:12 <b>respectable</b> 103:6 <b>respected</b> 103:17 <b>respectful</b> 171:6 192:8 <b>respects</b> 250:1 <b>respond</b> 60:18 61:5,18 62:18 63:15,16 71:15 198:6 203:5 259:3 <b>responded</b> 55:20 126:16 <b>responding</b> 203:8 <b>response</b> 60:9 <b>responsibilities</b> 211:17 <b>responsibility</b> 119:21 191:6 197:2 215:7 <b>responsible</b> 201:8 <b>responsive</b> 226:9	<b>rest</b> 202:4 <b>restate</b> 94:9,12 <b>restaurant</b> 16:9 52:15,16 68:15,16 <b>restaurants</b> 203:21 <b>result</b> 107:1 128:19 <b>results</b> 54:1 60:4 <b>resume</b> 256:11 <b>return</b> 5:1 62:16 66:14 68:20 71:18 89:16 151:15 167:19 209:17 <b>returns</b> 52:19 68:19 168:4 <b>revenge</b> 193:3,10,12,15 <b>vengeful</b> 192:20 <b>vengefully</b> 192:22 <b>review</b> 24:22 53:19 187:7 188:2 <b>revised</b> 261:3 <b>revisit</b> 59:15 129:16 <b>rewind</b> 95:3 <b>rid</b> 189:4,7 <b>riding</b> 90:13 <b>rightly</b> 192:20 <b>Rock</b> 54:4 72:17 107:14 <b>role</b> 211:17 <b>romantic</b> 150:2,13	<b>Ron</b> 73:2 <b>room</b> 47:13 58:10 79:22 93:13 132:14 136:6 199:14 254:21 <b>rotunda</b> 11:8 12:19 215:21 240:12 <b>round</b> 59:15 144:11 226:1 <b>Roundtable</b> 1:7 262:20 <b>rude</b> 79:22 231:1,3 <b>rule</b> 225:21 226:2 231:10 <b>rules</b> 4:7 195:4 225:20 <b>run</b> 46:22 72:16 96:19 106:8 130:19 <b>running</b> 64:15 100:18 130:11 142:2,22 171:16,17 187:6 236:1 <hr/> S <hr/> <b>sake</b> 14:5 <b>salary</b> 140:4,5,8 153:22 154:4,7,10,19 155:4,8,12,19 156:10,11 177:21 <b>sale</b> 58:19 <b>sat</b> 15:8 16:7,8 17:1 53:5 61:2 69:6 93:9 145:6 151:11 182:3,19 185:5 259:1	<b>satisfied</b> 177:2 <b>saw</b> 14:20 93:1 102:7,8 110:11 114:6 120:4 124:8 133:1 161:5 165:3 183:16 186:2 222:9 <b>say-so</b> 147:16 <b>scenario</b> 134:3 <b>scenarios</b> 134:3 <b>scene</b> 214:3 <b>schedule</b> 62:11 95:19,20 205:10 <b>schedules</b> 62:11 <b>School</b> 115:17 <b>scope</b> 52:4 168:8 <b>score</b> 170:15 <b>scraggly</b> 28:21 <b>screw</b> 126:14 127:7 135:1,16 <b>screwing</b> 127:2 135:11 <b>search</b> 221:1 <b>seat</b> 3:7 <b>second</b> 11:12 16:19 17:6 40:22 43:6 45:15,16 47:18 48:5 50:9 53:19 57:19 58:1 71:15 100:17 143:17 144:17 185:16 190:5,7 196:1 220:6 224:17,21 226:12 232:15 234:4 <b>Secondly</b> 249:1
---	---	---	--

Capital Reporting Company  
D.C. Council- Brown Testimony 06-06-2011  
Page 36

<b>seconds</b> 41:6,8 139:15	<b>serial</b> 48:12	<b>shook</b> 29:9 124:8 164:14	113:11,14 114:7 164:14 165:3
<b>secretary</b> 4:19	<b>series</b> 39:10 119:20	<b>short</b> 86:14 145:20,21	<b>sitting</b> 34:8,10 60:19 61:2 79:1 143:22 199:15 222:14 247:20
<b>secretary's</b> 4:19	<b>serious</b> 80:18,19 85:21 92:5,10 93:11,12 133:5,19,21 158:1 159:3 170:19 190:22 197:1,5,7,8	<b>showed</b> 53:7 69:8 89:15 112:15 157:8 182:19 202:15 218:13	<b>situated</b> 145:1
<b>secure</b> 262:3	<b>seriously</b> 92:4 93:14 249:9	<b>showing</b> 77:20	<b>situation</b> 72:14 89:22 92:5 189:12 192:22
<b>seek</b> 35:19 129:1 252:22 261:2	<b>seriousness</b> 92:3	<b>shown</b> 65:12,15 202:3	<b>Sixth</b> 55:5,7,8 202:8
<b>seem</b> 110:18 165:2 203:21 220:3	<b>serve</b> 4:20	<b>shows</b> 219:10 227:16	<b>sizeable</b> 228:16
<b>seemed</b> 87:7 114:5 143:11 145:17 165:1,4 166:8 202:22	<b>served</b> 221:7 260:21 261:2	<b>shut</b> 59:4 253:9	<b>skill</b> 159:11
<b>seen</b> 103:2 120:6 152:10	<b>service</b> 165:10 190:19 191:8 223:2 249:3,12	<b>signatures</b> 70:14 96:22 203:11	<b>skip</b> 86:22
<b>self</b> 40:2	<b>services</b> 261:10	<b>signed</b> 122:16	<b>slow</b> 144:16,20 184:21
<b>self-dignity</b> 90:6	<b>session</b> 262:14	<b>silent</b> 176:1,4	<b>small</b> 150:5
<b>send</b> 153:3	<b>seven</b> 162:4	<b>simple</b> 57:6,8 211:19 234:6 238:9	<b>smart</b> 192:2
<b>sending</b> 117:13 161:12	<b>several</b> 8:3 52:18 68:17 70:14 91:20 92:12 95:5 96:9 100:19 102:17 110:2 138:15 149:10	<b>simply</b> 32:4 38:21 226:9	<b>socially</b> 191:3
<b>sends</b> 116:8 152:18	<b>sexual</b> 149:10	<b>single</b> 147:17 188:3	<b>solicited</b> 259:21 260:11
<b>sense</b> 166:1 168:7 177:22	<b>shady</b> 209:12 210:15	<b>sir</b> 15:6 16:21 19:5 20:15 27:16,18 31:12,15,17 45:11,14 73:13 83:1 134:17 192:10 194:22 204:11 235:9 242:17	<b>somebody</b> 89:3 102:8 118:11 137:12 143:12 145:4 158:16 162:13 180:17 186:2
<b>sent</b> 8:8 54:7 121:13 126:9 141:12 145:16 148:22 152:6 153:2,16 165:13 184:18 186:21 187:2 189:2,14	<b>shake</b> 77:9	<b>sit</b> 7:22 16:7,12 61:3,4 91:19 126:13 134:22 185:7,8 223:20 251:10	<b>somehow</b> 177:22 203:1 209:11
<b>separated</b> 60:5	<b>shaking</b> 38:1	<b>site</b> 110:11	<b>someone</b> 4:19 23:11 60:21 74:2 115:11 160:22 202:4 211:2
<b>separation</b> 112:20	<b>sham</b> 236:1		<b>sometime</b> 26:1 60:17 97:6 122:19 136:22 140:20
<b>September</b> 205:21	<b>share</b> 50:4		<b>somewhere</b> 13:4,6
<b>sequential</b> 48:18 49:14 50:14	<b>Sherwood</b> 133:6,9		
<b>sequentially</b> 44:12	<b>she's</b> 81:7 85:11 152:6 190:17		

Capital Reporting Company  
D.C. Council- Brown Testimony 06-06-2011  
Page 37

16:7 26:9 40:14 98:10 141:14 174:18 180:17 <b>son</b> 130:18 <b>sorry</b> 6:6,19 7:13 39:8 44:18 50:12 51:7 94:16 98:2 120:18 134:15 144:3 155:9 159:16 184:13 231:1 239:14 251:4 <b>sort</b> 150:2 156:16 209:15 <b>sound</b> 207:11 212:9 <b>source</b> 175:11 <b>speak</b> 29:7 60:16 83:12 89:6,17 132:12 224:3 <b>speaking</b> 78:11 81:5 154:22 155:16 <b>special</b> 108:1,3 109:7,15 116:21 117:1 118:9,19 119:15 141:13 154:1,2 156:13 159:11 <b>specialist</b> 109:5 <b>specific</b> 10:20 41:16 110:5,8 118:18 128:1 155:3 245:9 <b>specifically</b> 5:15 8:20 49:8 60:11 81:14 95:2 100:16 102:2 160:15 161:12 183:20 209:3 211:2 217:12	224:10 231:16 237:11 <b>specifics</b> 112:13 115:14 117:14 <b>specify</b> 99:18 120:12 149:1 <b>speculate</b> 217:19 <b>speed</b> 157:14 <b>spend</b> 84:19 <b>spending</b> 18:14 19:11 <b>spent</b> 19:15 20:9 206:1 <b>Spitzer</b> 191:22 <b>spoke</b> 17:13 55:15,22 56:19 62:1 74:10 114:19 121:2 124:5,18 136:4,6,11 141:14 155:15 164:16 207:19 <b>spoken</b> 6:17 37:17 55:18 <b>spot</b> 215:16 216:5,6,7 221:17 <b>squandered</b> 156:17,20 <b>square</b> 21:14 66:17 67:16 <b>staff</b> 62:5,19 78:12,17,20 79:17 89:12 95:17 120:5 126:22 135:9 <b>stage</b> 213:7 <b>stand</b> 3:7 253:19,21 262:15	<b>standards</b> 74:13 <b>standing</b> 89:18 103:6 <b>standpoint</b> 116:6 <b>stands</b> 253:13,21 <b>star</b> 107:15 <b>start</b> 10:5 73:14 79:13 85:12 91:14 145:22 157:2 158:5 159:2 <b>started</b> 27:20 74:17,19 85:13 112:13 122:1,4 134:19 141:8 158:1 218:12 248:8 252:20 257:22 258:11 <b>starts</b> 126:8 <b>state</b> 24:2 61:22 104:18 106:3,9 107:10 163:20 164:1 261:8 <b>stated</b> 6:17 37:1,4 54:3 61:22 85:6 102:11 124:19 130:10 134:7 152:4 183:5 205:18 207:17 223:19 224:22 <b>statement</b> 4:1,9 5:4 6:20,22 9:21 10:18 11:16 14:7 19:4 69:21 82:8 147:15 159:7 174:22 175:4 176:10,18 177:13 179:2 180:20 187:19 198:9 207:11 248:20 251:21	253:19,21,22 <b>statements</b> 33:20 35:9 38:19 39:17 74:5,7 78:4 81:21 84:22 85:12 193:2 <b>States</b> 73:4 97:7 <b>stating</b> 89:19 149:5 151:15 153:1 <b>station</b> 11:6,7 12:20 24:9 26:15 27:7 28:16 38:6 155:18 215:12,13,21 216:17 218:16,22 223:3 231:12 232:16 240:11 247:11,19 <b>stay</b> 9:18 22:2 37:20 53:22 64:5 97:2 101:6 146:8 207:21 208:12 <b>stayed</b> 175:20 176:1 <b>Stephanie</b> 62:2,3,7 94:22 95:17 <b>Steve</b> 127:6 135:16 <b>stipulate</b> 23:17 40:17 <b>stipulated</b> 17:10 20:20 <b>stop</b> 29:20 44:19 75:17 83:18 103:8,22 126:6 133:18 196:5,10 242:5 <b>stopping</b> 242:7 <b>store</b> 43:20
--	---	---	---

Capital Reporting Company  
D.C. Council- Brown Testimony 06-06-2011  
Page 38

<b>stories</b> 10:22 75:21 <b>story</b> 21:9,10 189:22 245:5 <b>straight</b> 35:22 74:1 88:5 <b>straightforward</b> 234:6 <b>strategy</b> 37:20 64:4 <b>stream</b> 30:1 <b>street</b> 52:16 55:5,7 68:16 102:9 124:19 142:9 202:8 <b>strictly</b> 138:14 <b>Strike</b> 42:12 <b>stub</b> 154:11,12 <b>stuck</b> 55:3 <b>stuff</b> 118:4 120:19 132:3 144:21 145:7,11,17 149:3 154:15 158:11 169:10 234:22 248:8 <b>stupid</b> 182:6 <b>style</b> 259:22 <b>submitted</b> 99:4 <b>subpoena</b> 73:15 74:9 76:1 78:13 221:7,10 258:17 260:21 <b>subpoenaing</b> 258:19 <b>subsequent</b> 26:14 59:9 148:8 165:14 <b>subsequently</b> 130:6	<b>substantiate</b> 52:2 183:12 194:19 <b>sudden</b> 34:17 <b>suddenly</b> 236:5 <b>Suderman</b> 148:2,9 <b>suggest</b> 35:20 44:13 50:21 113:22 127:13 <b>Sulaimon</b> 1:10 3:3 5:12 9:2 122:10 126:17 131:20 135:4 208:18 <b>sum</b> 65:20 66:11 <b>summarize</b> 180:3,21 <b>summarized</b> 83:7 <b>Sunday</b> 4:11 10:8 21:10 24:15 25:21 29:16 100:13 101:18 148:4 <b>sunglasses</b> 6:8 105:16 <b>Superior</b> 120:5 <b>supplied</b> 9:8 20:6 129:20 175:14 <b>supply</b> 150:20 <b>support</b> 4:17 9:8 17:5 38:8 74:12 90:13 104:22 105:4 129:21 131:6 149:13 178:11 181:11 191:19 217:14,15 <b>supported</b> 105:5 <b>supporters</b> 63:5,11 70:14,16 182:12	<b>supporting</b> 98:15 195:2 <b>supports</b> 8:10,19 149:17 <b>supposed</b> 9:1 37:21,22 81:9 108:18 109:17 119:1,9,10 120:17 146:8 151:2,3,7 158:4 188:3,8,9,18 <b>sure</b> 9:22 18:9 29:4,6,17 41:1,2 50:6 62:12 64:22 65:3 82:4 85:8 91:20 95:21 98:21 111:4 113:10 114:8 115:1,18 124:17 126:10 134:21 143:2 154:4 160:12 162:7 168:9,11 181:3 194:6 206:16 210:16 212:22 215:4 217:13 220:2,12 230:12,13 239:4 258:14 <b>surface</b> 183:7 <b>surprised</b> 27:10 58:15 <b>suspicious</b> 194:8,12,15 <b>swayed</b> 64:13 <b>swear</b> 3:10 <b>sweet</b> 141:17 <b>sworn</b> 38:20 <hr/> T <hr/> <b>table</b> 3:18 15:8	93:20 <b>tags</b> 250:12 <b>taking</b> 92:4 177:4 <b>Takoma</b> 92:16 <b>tale</b> 178:3 <b>Talib</b> 115:5,15 116:10,19,21 117:2 141:13,20 146:7,21 147:5,10 151:1 162:20 <b>talk</b> 7:21,22 17:18 53:8 65:16 74:16 75:4,13 77:15,16 92:10 99:8,22 110:8 112:13 139:13 141:12 164:12 182:17 233:9,10 245:2 <b>talked</b> 11:16 16:18,22 17:21 18:3 22:13 38:2,4 67:12 73:20 75:6 103:16 117:2 119:10,11 124:15 138:22 139:11 141:20 146:21 182:19 185:12 202:16 203:9 <b>talking</b> 17:3,13,14 18:3,5 22:11,12 23:18 49:16 53:6 69:6 99:21 102:16 126:17,18,21 135:4,5,8 137:22 138:3 152:3,6 155:16,17 157:6 160:14 179:12 200:6 202:20
---	---	--	---

Capital Reporting Company  
D.C. Council- Brown Testimony 06-06-2011  
Page 39

214:7,21 226:5 230:3,6 240:4 245:12 247:14 250:20 <b>tape</b> 23:2 <b>tasked</b> 150:22 <b>tax</b> 167:19,21 168:1,4 209:10,17 <b>taxes</b> 168:6 <b>taxi</b> 203:22 204:1 <b>teaches</b> 74:2 <b>team</b> 97:1 <b>technical</b> 4:7 108:17,20 256:15 <b>technically</b> 154:8 257:21 <b>telephone</b> 55:18 62:6 121:3,4 123:16,20 125:3 136:5,7 145:3 156:2,8 165:14 <b>tends</b> 181:11 <b>tenure</b> 145:20 <b>term</b> 71:10,11,12,13 89:15 94:7 <b>terminated</b> 147:7 190:9 198:12 <b>terminating</b> 33:9 <b>termination</b> 87:11 150:17 <b>terminology</b> 260:2 <b>terms</b> 79:14 85:19 94:8 134:1 153:19 154:19 155:7 156:17	184:9 188:13 220:17 240:10 242:15,19 246:12 <b>testified</b> 8:22 19:5 30:4,8,10 32:1 33:1 47:18 55:16 59:20,21 70:1 112:1 122:18 139:1,3,14 147:6 150:1 161:4,20 167:2,4 182:20 184:3 186:11 212:22 226:13 232:15 233:2 240:11,14 244:12 245:16 255:13,16 <b>testify</b> 15:3 73:17 81:9 85:9 179:5 206:14 233:17,21 <b>testifying</b> 34:10 45:19 46:1,6 174:13 226:6 242:2 <b>testimony</b> 1:10 3:10 8:18 9:7 18:21 22:5 25:12 38:17,18,20,22 47:9 48:2 51:22 56:1 64:2 65:8 67:21 85:20 92:16 95:4 96:22 98:5 109:6 118:3,6,10 123:11 130:11 146:4 147:5,9 149:9 152:10 159:18 160:2,10,15 161:6 165:18 177:7 180:4	182:17 184:10 195:5 224:19 233:5 237:11 248:22 260:22 <b>text</b> 8:7 39:4 56:12 59:12 110:19 123:19 125:9,13 127:8 134:5 211:14 212:6,15 213:11 221:19 222:6 <b>texted</b> 67:12 125:22 135:10 221:18 <b>texting</b> 125:10 211:15 <b>texts</b> 39:8,11,13 125:2,19 126:3 135:19 <b>thank</b> 3:15 4:22 7:13 9:18,19 30:3 32:14 36:3 57:21 59:14,16,19 73:7,10,11,13 79:14 84:18 90:15,16,17 91:17,18 104:10,11,13 107:17,18,20 120:21 122:15 126:9 132:5,6,7,8,10 134:20 135:21 144:10,11,12 159:17 168:11 172:2,8 175:22 181:18,21 182:8 198:3,5 200:16 204:17 214:2 239:16 240:4 248:14,15 253:11	254:2,4,6,8 255:1,3 261:5 262:3,11,16 <b>thanked</b> 53:9 69:11 <b>thanks</b> 147:13 <b>that's</b> 9:2 11:4 16:16 18:21,22 25:7,10 27:22 29:1 36:17 38:3,15 41:20 42:13 44:22 48:14 50:15 51:18 52:17 55:13 60:13 61:19 66:10 67:11,20 69:18 75:10,15 80:1,4 81:8 83:15 84:4 85:14,16 86:10 92:15 96:12 98:13 101:12 102:17 106:20 107:3,9 109:3 112:14 117:1 123:13 124:12 126:15 132:17,18 133:10 135:2,20 138:14 148:20 150:12 151:8 154:13 162:9,21 167:12 169:5 173:6,7 176:3 177:7 179:12,13 180:6 183:20 193:11 194:11,20 195:12 197:4 198:15,19,21 199:10 200:5,10,12,15 202:3 205:3,9,16 207:2 208:7
---	--	---	--

Capital Reporting Company  
D.C. Council- Brown Testimony 06-06-2011  
Page 40

<p>209:17 210:18,21,22 211:6,7,8,9 213:11 214:8 216:14 217:13 219:4,19,20,21,2 2 231:4,10 232:11,18 233:5,8 236:12 238:7 240:9,15 241:8,14,19 242:6,16 247:15 250:16 258:21 259:21 261:12</p> <p><b>themselves</b> 101:21 195:6</p> <p><b>then-Chairman</b> 103:8</p> <p><b>then-Mayor</b> 5:20 66:14 124:1</p> <p><b>then-Mayor-elect</b> 123:20</p> <p><b>therefore</b> 35:2 192:21</p> <p><b>there's</b> 8:6 16:9 23:18 32:22 45:9 48:1,15 51:13,21,22 52:22 99:6 161:16 204:14 205:6 206:2 211:14 220:15,20 221:9 239:1 248:16 254:13</p> <p><b>they're</b> 16:4 39:14 86:1 152:9</p> <p><b>thin</b> 32:4 173:1 177:19</p> <p><b>third</b> 50:10 71:16 164:16 184:22</p>	<p>185:16</p> <p><b>third-party</b> 8:5</p> <p><b>Thirty-first</b> 142:7</p> <p><b>Thomas</b> 250:4</p> <p><b>thousand</b> 65:1,2,5 70:14 199:13,16,22 200:3 206:7</p> <p><b>thousands</b> 8:7 10:16 58:9 96:21 199:7,18 200:6,7,9,17 206:3,8,11 207:5</p> <p><b>threatened</b> 31:9,13</p> <p><b>three-quarters</b> 167:1</p> <p><b>throughout</b> 89:13 92:19 201:5</p> <p><b>tickets</b> 124:6</p> <p><b>tie</b> 8:4 101:20</p> <p><b>tied</b> 8:15 117:19 133:7 199:10 202:22</p> <p><b>till</b> 91:7 144:11 256:11</p> <p><b>timeframe</b> 225:2</p> <p><b>timeline</b> 204:14</p> <p><b>tired</b> 127:2 135:11</p> <p><b>title</b> 108:12</p> <p><b>today</b> 3:19 8:2 64:20 85:12 93:17,22 107:10 181:16 193:17 217:15 250:4 260:22</p> <p><b>to-do</b> 187:15,17</p> <p><b>Tom</b> 133:6,8</p>	<p><b>Tommy</b> 2:8</p> <p><b>tomorrow</b> 7:21 144:8,9</p> <p><b>tone</b> 103:9</p> <p><b>total</b> 64:20 65:9 225:5</p> <p><b>totally</b> 147:10</p> <p><b>touch</b> 113:19 122:14</p> <p><b>tow</b> 84:21</p> <p><b>town</b> 3:7 72:20</p> <p><b>track</b> 55:9 230:8</p> <p><b>traded</b> 101:11</p> <p><b>trail</b> 105:7 106:13 107:4 175:18 229:1 230:8</p> <p><b>transaction</b> 105:22 183:18</p> <p><b>transactions</b> 105:8</p> <p><b>TRANSCRIBER</b> 263:1</p> <p><b>transcript</b> 239:2 263:4</p> <p><b>transfer</b> 130:8 257:13</p> <p><b>transferred</b> 10:18,21 257:11</p> <p><b>transition</b> 211:16</p> <p><b>transpired</b> 179:2</p> <p><b>treasurer</b> 200:21,22 201:2,4 207:13</p> <p><b>treat</b> 231:6,7</p> <p><b>treated</b> 171:18</p> <p><b>treatment</b> 110:16</p> <p><b>tree</b> 209:12</p>	<p><b>tremendous</b> 183:3 242:17</p> <p><b>tried</b> 185:13</p> <p><b>troubled</b> 93:10</p> <p><b>true</b> 30:12 86:1 174:1 191:7 249:10 260:8</p> <p><b>truly</b> 73:17</p> <p><b>truncate</b> 148:12</p> <p><b>trusted</b> 166:8</p> <p><b>truth</b> 3:12,13 89:17 90:4 105:9 149:11,12 182:3 190:6 191:17 192:14 193:9 195:18 197:11 214:10 253:1,14</p> <p><b>truthful</b> 80:7</p> <p><b>truthfully</b> 5:13</p> <p><b>try</b> 81:3 185:22 210:16</p> <p><b>trying</b> 13:18 14:7,8 43:15 71:17,19 72:1,6 85:9 136:20 144:4,19 153:4 157:22 159:14 180:13 185:9,10 188:10 196:13,14 197:5 203:18 204:13 205:8,17 206:17 209:10 228:13,21 229:7,10 230:7 235:5 238:12 239:17 248:8</p> <p><b>tunnel</b> 229:1,3</p> <p><b>turn</b> 5:7 19:17 30:1 37:19 107:1</p>
--	--	--	---



Capital Reporting Company  
D.C. Council- Brown Testimony 06-06-2011  
Page 41

108:19 178:7 261:11 <b>Turnage</b> 31:16 32:1 33:1 87:6 88:4 115:6 118:12,14 119:7 145:22 146:21 147:12,18 151:6,15 157:8 186:20 187:1,9,11 189:9,10 190:16 <b>Turnage's</b> 188:22 <b>turned</b> 19:12,19,22 23:10 55:13 90:8 168:14,19 171:4 188:18 221:14 <b>turning</b> 89:3 <b>twice</b> 62:1 <b>Two-job-man</b> 173:13 <b>type</b> 145:17 149:3 188:9 231:22 <b>types</b> 81:17 <hr/> U <hr/> <b>U.S</b> 9:9 93:18 127:22 230:12 <b>Uh-huh</b> 21:4 86:4 196:16 219:1 246:11 <b>ultimately</b> 107:22 187:19 <b>uncertainty</b> 158:4 <b>unclear</b> 108:4,10 181:10 <b>underlying</b> 181:11 <b>undermine</b> 172:21	<b>undermines</b> 92:6,8 93:14 <b>undermining</b> 32:7 <b>understand</b> 14:6 35:15 40:16 52:5 106:4,21 127:3 128:3 135:12 180:5,8,11,15,19 181:12,13 183:15 186:15 219:13,15 220:3 225:19 249:22 251:16 252:9 <b>understanding</b> 62:15 71:21 112:18 115:4,5 117:7,9 119:3 120:2 220:4 <b>undisclosed</b> 176:2 <b>unearned</b> 209:15 <b>unfair</b> 81:20 <b>Unfortunately</b> 91:20 <b>unhappy</b> 173:1 <b>UNIDENTIFIED</b> 5:2 23:5 201:18 203:22 <b>uniform</b> 58:14 <b>Union</b> 11:6,7 12:20 24:9 26:15 27:7 28:16 38:6 155:18 215:12,21 216:17 218:16,22 231:12 232:16 240:10 247:11,19 <b>unique</b> 71:20 72:7,14	<b>United</b> 73:4 97:7 147:15 159:8 187:20 <b>University</b> 6:15 11:14 14:15 115:17 <b>unless</b> 6:8 37:9 128:1 133:18 <b>unnecessary</b> 126:18 127:5 135:5,14 <b>unregistered</b> 212:21 <b>unusual</b> 106:12,21 107:3,10 152:10 205:6 215:1 258:6 <b>upcoming</b> 54:11 <b>upon</b> 93:16 185:17 201:17 260:22 261:14 <b>upset</b> 110:16 152:8 192:20 212:9 <b>urgency</b> 165:22 166:2 <b>useful</b> 168:7 <b>usefulness</b> 32:8 <b>usual</b> 28:15 215:16 216:5,7 221:16 <b>usually</b> 44:3 215:20 216:1 222:4 <hr/> V <hr/> <b>Valentine's</b> 150:5 <b>valuable</b> 62:19 63:17 65:20 66:11 68:12 70:1,6,17	71:2,3,17 72:8 73:5 <b>value</b> 64:18 70:21 71:22 224:14 243:20 259:14,19 260:18 <b>various</b> 4:12 28:12 134:2 260:21 <b>varying</b> 85:19 <b>vehicle</b> 222:9,12 <b>vendetta</b> 116:4 <b>verbal</b> 134:5 <b>verbally</b> 9:16 108:7 <b>verification</b> 8:6 <b>verify</b> 101:9 102:20 <b>via</b> 37:16 121:3 <b>victim</b> 175:8 <b>video</b> 54:5 61:1 239:6 <b>videotape</b> 52:22 68:21 102:14,15 183:7 199:12 <b>view</b> 139:8 <b>views</b> 104:8 <b>Vince</b> 7:21 8:1 9:1 17:3 39:5 67:13,18 123:6,7,12 137:3,4,5 <b>Vincent</b> 5:14,15 6:4,5,14 7:20 8:4,9,12,19 9:4,16 11:15 17:13 36:6,9 38:10 43:1 52:19 53:22 54:5 60:11
--	---	--	---

Capital Reporting Company  
D.C. Council- Brown Testimony 06-06-2011  
Page 42

68:18 76:17,21 77:3 105:5,6 136:9,10 146:18 183:18 191:2 <b>VIP</b> 124:6 <b>vision</b> 229:3 <b>vividly</b> 28:6,11 <b>Volkswagen</b> 28:20 222:20 247:15 <b>voluntarily</b> 73:16 76:1,4 78:13 <b>volunteer</b> 211:17 <b>volunteered</b> 73:4 <b>vote</b> 67:17,18 69:22 92:20 212:21 <b>voted</b> 105:6 <b>voter</b> 212:20 <b>voters</b> 103:7 104:6 212:21 <b>votes</b> 60:5 <b>vouch</b> 101:14  <hr/> <p style="text-align: center;">W</p> <hr/> <b>wade</b> 120:19 <b>wait</b> 54:1 81:19 86:2 144:11 182:18 190:1,3,5,7 191:16,18 196:1 197:21 251:9 <b>waited</b> 52:19 53:7 68:19 69:8 <b>waiting</b> 59:6,8 79:2,18 <b>walk</b> 69:9 88:11 186:2 <b>walked</b> 88:10	102:7 143:8 185:9 <b>Walker</b> 54:18 <b>wall</b> 187:15,17 <b>ward</b> 2:3,8,11,12,13 43:2,4,8 52:15,19 53:3,10 54:1 55:2 58:6,7 68:14,19,20 69:4,12 92:13,14,17 100:3,4 102:16 106:10 182:11 236:4 <b>Washington</b> 1:16 4:11 8:3,15 10:7,13 21:9 22:13 24:15 25:21 26:13 39:9,15 100:13 101:18 131:22 148:3 195:10 201:12 202:8 205:18 207:21 244:21 245:2 <b>wasn't</b> 20:13 25:16 29:6 64:1 74:12 76:6 85:8 88:8 89:10 92:19 94:20 115:1 117:14 122:16 134:15 136:6 139:10 142:18 158:12 159:11 162:22 186:4 221:17 248:3 260:8 <b>waste</b> 32:11 <b>watch</b> 124:20 <b>watched</b> 93:2 <b>watching</b> 132:9	152:10 <b>Wayne</b> 31:16 33:1 118:14 <b>ways</b> 209:22 <b>Web</b> 110:11 113:11,14 114:7 164:14 165:3 <b>Wednesday</b> 11:13 22:21 72:16 232:8 236:21 <b>week</b> 28:4 185:3 186:9 <b>weeks</b> 21:12 22:5 158:2 <b>welcome</b> 7:11 73:12 <b>we'll</b> 40:9 44:18 59:14 82:17 83:13,19 84:3,5,7,9,12,14 91:7,21 93:17 149:18 211:10,12 239:11 <b>Wells</b> 2:8 59:19 61:7,10,13,16,18 62:9,14 63:1,4,7,10,13,2 0 64:9,12,17 65:1,4,11,14,18, 20 66:2,5,8,10,13,2 0,22 67:2,6,9,22 68:2,4,6,8,10,12 69:1,19 70:8,17,20 71:2,4,7,12,14,2 1 72:2,4,8,10,13 73:7 <b>we're</b> 40:10 57:3 59:6,8 93:10	106:8 107:9 160:14 163:13 188:9 214:15 247:14 <b>we've</b> 58:5 85:19 127:18,22 134:2 227:17 <b>What'd</b> 139:13 <b>whatever</b> 3:6 28:18 37:2 46:3 69:22 82:16 99:13 131:11 149:18 156:4 162:4 175:4 186:1,2 197:14 213:10 240:7 241:3 254:7 261:12 <b>whenever</b> 104:16 <b>Whereupon</b> 262:17 <b>wherever</b> 209:5 <b>whether</b> 48:12,18 49:13 65:4 75:22 77:9 85:5 103:17 134:11 173:15,19 203:19 204:21 209:4 213:10 221:2 <b>white</b> 114:3 189:19 <b>whitewash</b> 229:19 230:2 253:5 <b>Whiting</b> 142:10 <b>whoever</b> 133:15 <b>whole</b> 3:12 89:13 108:8 114:9 173:8 182:12 <b>wholeheartedly</b>
---	--	--	---

Capital Reporting Company  
D.C. Council- Brown Testimony 06-06-2011  
Page 43

105:5 <b>whom</b> 23:11 42:9 139:22 144:14 <b>who's</b> 188:13 253:2 <b>whose</b> 90:12 <b>Willoughby</b> 111:21 <b>Wilson</b> 1:14 <b>win</b> 43:2 106:15 110:17 <b>window</b> 223:4 231:12 232:16 <b>winning</b> 212:12,14 213:14 <b>wish</b> 242:14 <b>witch</b> 179:5,10 230:1 253:8 255:9 <b>witness</b> 30:17 31:5 32:4,13,17 33:9 35:5 36:21 41:5 69:20 70:1,3 82:10 91:1 93:9 105:21 130:7,15 181:1 229:15 252:15 <b>witnessed</b> 92:18 105:8,18 <b>witnesses</b> 8:18 74:4 75:19 77:15 101:8 196:22 239:7 262:14 <b>woman</b> 7:17 <b>won</b> 17:10 66:19 210:17 211:3 <b>work</b> 76:19 77:4 97:1 107:5 108:12 109:17	110:14 119:1 145:1,20,22 147:14,15 149:6 152:1,20 156:15 157:9 158:1,5,8,13,15 159:3,8 173:21 187:19 188:1 <b>worked</b> 62:4 72:15,18,22 73:1,3 76:16 77:1 97:6 115:4 117:18 129:6 203:1 <b>worker</b> 53:2 69:4 <b>working</b> 8:12 97:7 116:22 117:19 141:9,16 148:7 157:4 188:12 210:16 211:1 <b>works</b> 228:2 <b>world</b> 35:1 <b>worry</b> 105:16 114:7 <b>would've</b> 102:9 103:15 175:20 176:1,4 177:18 <b>Wow</b> 113:13 <b>wrap</b> 256:17 <b>write</b> 61:8 238:3,4 <b>writer</b> 178:3 <b>writing</b> 159:11 <b>written</b> 8:3 18:7 22:8 100:12 207:20 240:19,22 241:4,17 242:20 243:14 <b>wrong</b> 90:14 92:22 93:2,3,7 107:8	209:12 216:18 229:21 <b>wrongdoing</b> 93:4 <b>wrongdoings</b> 92:6 <b>wrote</b> 100:19 147:14 148:4,9 <hr/> X <hr/> XYZ 150:11 <hr/> Y <hr/> <b>ya'll</b> 225:19 <b>Year's</b> 121:5 123:4 136:7 137:1 <b>yesterday</b> 28:2 242:11 <b>yet</b> 20:11 115:7 143:2 208:12 228:15 <b>York</b> 55:8 117:18 257:10 <b>you'll</b> 17:18 39:17 44:17 111:7 138:10 <b>young</b> 54:15 104:20,21 105:1 <b>Younger</b> 147:18 188:12,14,16 <b>yours</b> 166:1 <b>yourself</b> 3:18 44:17 104:6 129:21 160:4 166:15 175:7 185:18 248:21 <b>yous</b> 147:13 <b>you've</b> 10:3,9,17 22:7 28:11 34:2,4,10 36:22 37:4 59:20,21	65:12,14 67:11,12 85:20 98:14 174:1 182:10 186:11 190:22 192:17 201:13 226:13 230:12,13 231:5,8 238:20,21 242:2 <b>Yvette</b> 2:13 52:21 54:3 58:7 68:20 182:21
--	---	---	--

# **Exhibit 26**

**TESTIMONY OF CHARLES J. WILLOUGHBY, INSPECTOR GENERAL**

**BEFORE THE  
COUNCIL OF THE DISTRICT OF COLUMBIA  
COMMITTEE ON GOVERNMENT OPERATIONS AND  
THE ENVIRONMENT**

**PUBLIC OVERSIGHT ROUNDTABLE ON THE  
EXECUTIVE'S PERSONNEL PRACTICES**

**MARCH 28, 2011**

---

GOOD MORNING CHAIRPERSON CHEH AND MEMBERS OF THE COMMITTEE. I AM CHARLES J. WILLOUGHBY, INSPECTOR GENERAL FOR THE DISTRICT OF COLUMBIA, AND I AM PLEASED TO TESTIFY AT THIS PUBLIC ROUNDTABLE AND PRESENT AN OVERVIEW OF THE OFFICE OF THE INSPECTOR GENERAL'S HIRING PRACTICES FOR EXCEPTED SERVICE POSITIONS.

THE OFFICE OF THE INSPECTOR GENERAL (OIG) CURRENTLY HAS FIFTEEN (15) FULL-TIME EXCEPTED SERVICE POSITIONS. THE OIG SHARES ITS DELEGATION OF PERSONNEL AUTHORITY WITH THE D.C. DEPARTMENT OF HUMAN RESOURCES (DCHR), AND DCHR IS ULTIMATELY RESPONSIBLE FOR HIRING ALL EXCEPTED SERVICE EMPLOYEES WITHIN THE OIG. IN THIS SHARED ARRANGEMENT, THE OIG ASSISTS DCHR IN THE PROCESS BY UTILIZING THE FOLLOWING PRACTICES AND/OR PROCEDURES WITH RESPECT TO HIRING EXCEPTED SERVICE EMPLOYEES:

1. ALTHOUGH D.C. PERSONNEL REGULATIONS DO NOT REQUIRE THAT EXCEPTED SERVICE POSITIONS BE COMPETED AND ALLOWS FOR THE DIRECT SELECTION OF AN EXCEPTED SERVICE EMPLOYEE BY THE AGENCY HEAD, THE OIG RECRUITS QUALIFIED EXCEPTED SERVICE EMPLOYEES BY ADVERTISING THROUGH WORD-OF-MOUTH, ON THE DCHR WEBSITE AND/OR IN THE *WASHINGTON POST*. GENERALLY, RESUMES ARE INITIALLY SUBMITTED VIA E-MAIL, FAX, OR UNITED STATES MAIL SERVICE EITHER TO THE ADMINISTRATIVE OFFICER FOR THE OIG, WHO ALSO SERVES AS THE HUMAN RESOURCE ADVISOR FOR THE AGENCY, OR OTHER APPROPRIATE OIG OFFICIAL. THE ADMINISTRATIVE OFFICER IS RESPONSIBLE FOR, AMONG OTHER THINGS, PROCESSING THE REQUISITE EMPLOYMENT-RELATED DOCUMENTS OR MATERIALS AS SPECIFIED HEREIN.
  
2. WHEN THE ANNOUNCEMENT PERIOD CLOSES, THE ADMINISTRATIVE OFFICER COMPILES A LISTING OF ALL APPLICANTS AND FORWARDS THE LIST, ALONG WITH THE RESUMES, TO THE INSPECTOR GENERAL, DEPUTY INSPECTOR GENERAL, OR THE ASSISTANT INSPECTOR GENERAL, DEPENDING ON THE POSITION AND ITS LEVEL. IN THOSE INSTANCES WHERE THERE IS NO FORMAL VACANCY ANNOUNCEMENT AND I DIRECTLY SELECT THE EXCEPTED SERVICE EMPLOYEE, THE REQUISITE APPLICATION MATERIALS/DOCUMENTS ARE SUBMITTED TO THE ADMINISTRATIVE OFFICER FOR PROCESSING.

3. ALL APPLICANTS ARE INTERVIEWED. INTERVIEWS ARE CONDUCTED EITHER BY PANELS OR ONE-ON-ONE. WHILE PANEL MEMBERS MAKE RECOMMENDATIONS WITH RESPECT TO THE SELECTEE, ALL HIRES MUST BE APPROVED BY MYSELF OR MY DESIGNEE. ONCE THAT APPROVAL IS GIVEN, THE APPLICANT'S NAME AND REQUISITE EMPLOYMENT MATERIALS/DOCUMENTS ARE FORWARDED TO THE ADMINISTRATIVE OFFICER FOR PROCESSING. BEFORE A FORMAL OFFER IS EXTENDED, THE SELECTEE MUST PROVIDE THREE REFERENCES, WHICH THE OIG CONTACTS. ADDITIONALLY, THE NAME OF EVERY APPLICANT SELECTED FOR HIRE IS PROCESSED THROUGH THE NATIONAL CRIMINAL INFORMATION CENTER (NCIC), A LAW ENFORCEMENT DATABASE WHICH PROVIDES ANY CRIMINAL HISTORY. THE RESULTS OF THE NCIC CHECK MAY AFFECT THE OIG'S HIRING DECISION. FINALLY, BASED ON THE APPLICANT'S EXPERIENCE, QUALIFICATIONS, AND SALARY HISTORY, THE OIG SELECTS A REASONABLE SALARY WITHIN THE RANGE DESIGNATED ON THE EXCEPTED SERVICE SALARY SCHEDULE ESTABLISHED BY DCHR.
4. THE SELECTED APPLICANT'S RESUME, REFERENCES, AND SALARY ARE THEN TRANSMITTED TO THE ADMINISTRATIVE OFFICER, WHO IN TURN REQUESTS A D.C. EMPLOYMENT APPLICATION (DC FORM 2000) FROM THE APPLICANT. WHEN THE DC FORM 2000 IS RECEIVED, THE ADMINISTRATIVE OFFICER COMPLETES A SF FORM 52 (REQUEST FOR

PERSONNEL ACTION), WHICH I SIGN AS THE AGENCY HEAD, AND THE COMPLETED PACKAGE, WHICH INCLUDES PERTINENT EMPLOYMENT RELATED MATERIALS, IS THEN FORWARDED TO DCHR FOR FURTHER PROCESSING.

5. AT THIS POINT, DCHR ISSUES THE OFFICIAL EMPLOYMENT OFFER LETTER TO THE APPLICANT AND PERFORMS ANY OTHER BACKGROUND CHECK REQUIRED RELATING TO HIRING EXCEPTED SERVICE PERSONNEL.

THIS CONCLUDES MY TESTIMONY, AND I WILL BE HAPPY TO ANSWER ANY QUESTIONS THAT YOU MAY HAVE.



# **Exhibit 27**

**STATEMENT OF**  
**TALIB I. KARIM, ESQ.**  
**BEFORE**  
**COUNCIL OF THE DISTRICT OF COLUMBIA**  
**COMMITTEE ON GOVERNMENT OPERATIONS AND**  
**THE ENVIRONMENT**  
**MARY M. CHEH, CHAIRPERSON**  
**Executive's Personnel Practices**  
**Monday, March 28, 2011, 11:00 am**  
**Council Chamber, Room 500**  
**John A Wilson District Government Building**  
**1350 Pennsylvania Avenue, NW**  
**Washington, DC 20004**

Good afternoon Chairmember Cheh, Members of the Committee, I am Talib I. Karim and I stand ready to discuss my work with the District of Columbia's Department of Health Care Finance (DHCF) as an appointee of Mayor Vincent Gray, including my role in certain personnel decisions related to the agency.

### **Background**

As background, I am a health finance and policy lawyer, husband, father (I have a 3-year old and 13-year old step-son) with over twenty years of residency and work experience here in the Nation's Capitol. My professional career has included work with the DC Council, the DC Superior Court, and the U.S. Congress, as a Chief Health Counsel to Congresswoman Sheila Jackson Lee, and later as a Disabilities Counsel with the House Committee on Veteran's Affairs. In this post, I responsible for aiding the Committee's role in overseeing the \$100 Billion Department of Veterans Affairs and reforming the VA's disabilities claims processing system, which informed my work later with DHCF.

With Representative Jackson Lee, I championed her work during the monumental health care reform debate by advancing proposals for a

Medicare-like public option, advocating for expanding the eligibility limits for Medicaid, and pushing for additional Disproportionate Share Hospital funding to assist hospitals in the District and elsewhere. I'm proud that my work resulted in the successful inclusion of funding for demonstration projects to address health disparities that exist in the District and throughout the Nation. Finally, during the debate over health reform, I worked to ensure DC-based health system stakeholders were consulted and involved in the process. My outreach included interfacing with Sharon Baskerville whose recent comments appear to have overlooked this fact.

I also spent more than a decade managing a small corporate law firm here in Washington representing physicians and others. In recent years, I have forged close relations with numerous health sector leaders forged through my work as a health reporter for the Washington Informer and as an editor for an online publication covering health and other issues on Capitol Hill.

### **Involvement with 2010 DC Elections**

As a leader of the District's Muslim Democratic Caucus, I proudly played a small role in the diverse coalition of business, labor, and religious leaders that elected Mayor Gray. History will show that the Mayor's victory was largely motivated by the disrespect shown by the past Administration to

people of the Nation's Capitol. I witnessed first-hand the arrogance of the prior Mayor and his team in summarily dismissing employees for merely expressing dissenting opinions, breaking ties with organized labor, and excluding people from opportunities in government simply because they were not in his inner-inner circle (or willing to blindly follow).

Moreover, we bought into the Gray campaign's concept of "one DC"--a place in which people from all segments of the District's richly multicultural population (including Muslims who are found in as many as 20% of District households) would have a shot to serve in District government. In supporting Vince Gray, our coalition realized the risks --- we were up against an incumbent with a multi-million dollar war-chest, an army of disciplined foot soldiers, and penchant for punishing his foes. And in my own case, I knew my choice threatened personal not just political ties. Nonetheless, we took that risk upon the moral conviction that doing so was the right thing. Against these odds, the Mayor's election was a victory for the entire District

### **Role with the DHCF**

My qualifications and support for the Mayor's election formed the basis of my appointment by the Gray Administration. Initially, I served as a Special Assistant to the DHCF Director. During the first days of the Gray Administration, prior to the selection of Wayne Turnage as the new DHCF Director, I was detailed to Office of the Mayor's General Counsel where I served as Acting Special Counsel. When the incoming Director was announced, I began assisting him with his transition into the agency.

After working with Director Turnage, he realized that I was an ideal fit to serve him as his Chief of Staff. As a newcomer to Washington tapped with the heavy responsibility to lead DHCF in making major reforms, Wayne found in me someone who understood well the District's complex government structure, based upon my years of work in the Federal government and as a Counsel with the District Council and to the Mayor's Office. Moreover, I had developed solid relationships with leaders in the District's health system based upon my decades of public relations experience including that described above.

Upon assuming my new post within the agency, I was notified by the Mayor's then-Chief of Staff, Gerri Mason Hall, that Sulaimon Brown was being appointed to work in our agency as an auditor and I was asked to

identify an exact post for Mr. Brown, and assist with processing his hiring paperwork. Thereafter, I worked in conjunction with the HR staff at DHCF and DCHR to process his employment.

### **My Departure from DHCF**

As customary in the start of new District administrations, the local press conducted a routine examination of the Mayor's Cabinet selections. However, finding no issues of note with the Mayor's seasoned crop of top bureaucrats, some began a rather tabloid-like scrutiny of lower-level appointees, down to the Mayor's Special Assistants. And out of the dozens of such lower-level Mayoral selections, a small handful netted info sufficient to equate to "political dirt." The result was a plethora of distracting media reports including one entitled "Should Criminals and Scumbags Get D.C. Jobs."

However, I must say at this point, from what I observed, Mr. Brown's termination did not result from media reports about him. Instead, it appears that his termination was motivated by his poor performance and conduct unbecoming of a Mayoral appointee, such as reports of harassment from female employees including one instance in which he offered a "romantic" gift to an intern with the agency.

Nevertheless, I was not as successful in being terminally tainted by the media spotlight. Following Mr. Brown's termination, which the media described as motivated by the news accounts of his various run-ins with the court system, I became the subject of a similar news story which described me as "a Gray backer" with tax, student loan and other debts, which paved the way for marital problems ultimately resulting in a very complicated divorce, who by the way, also encouraged fellow Muslims to seek employment opportunities in the District government.

Given DHCF's charge with overseeing  $\frac{1}{4}$  of the District's budget and providing health care to our most vulnerable population, I tendered my resignation to prevent further unwarranted spotlight on the agency. In my departure letter, I highlighted some of the accomplishments I helped DHCF achieve during my tenure including: (1) the removal of the hiring freeze imposed upon DHCF by the last Administration that handicapped the agency's operations and contributed to its 40% vacancy rate; (2) the initiation of task force of other District agencies that provide public health services that can be reimbursed by federal Medicaid funds tasked with driving reforms to save the District millions of dollars annually; and (3) efforts to re-establish the agency's Labor-Management Council and



consultation with the agency's labor leaders on plans to improve DHCF efficiency.

### **Who Is Qualified to Serve in Appointed Office in the District**

Aside from the issue concerning Mr. Brown, my own departure has sparked an intense debate about what extent a person's private non-work related issues should be considered in evaluating candidates for positions in the public and private sectors. First, at the outset of this discussion, that notwithstanding the exaggerations in some media accounts of my case, I admit and take responsibility for being "a Gray backer" with tax, student loan and other debts, which paved the way for marital problems ultimately resulting in a very complicated divorce, who by the way, also encouraged fellow Muslims to seek employment opportunities in the District government.

Nonetheless, the question before this Committee is whether the "issues" raised about my personal history (and that of other Mayoral appointees), which had no bearing on my work in the District's Medicaid agency, are nonetheless sufficient to disqualify me---a lawyer with a track record of providing counsel on health and other policy matters to Members

of Congress, the DC Council, and the Mayor--- from appointed public service in the District. And if the answer to the above question is yes, then this begs the next question---exactly who is qualified?

Well let's do the math, according to 2009 statistics from the DC Court system, over 62,000 civil cases were filed involving parties with student loan and other contractual defaults, including landlord-tenant matters. In the same year, over 13,000 cases were opened in DC courts for those with various marital and other intrafamily disputes. And another 400 or so people in 2009 faced local court legal proceedings for tax delinquencies. Based upon these figures, there is the possibility that as many as 75,000 people with bad credit or bad personal relationships in the District could be disqualified from any level of appointment in DC government, despite their professional credentials or work performance.

Who else can we add into the bag; how about "criminals?" The Mayor reminded us that the District has thousands of men and women, of all races, who have returned home after paying their debts to society for convictions of criminal offenses. It's also safe to say there are untold numbers more here

in Washington who are guilty of crimes for which they have never faced prosecution.

Yet for our statistical survey, let's simply use the number of criminal cases prosecuted in local District courts in 2009: over 25,000. That now brings the potential number of disqualified Washingtonians to more than 100,000, over 20% of the District's adult population. And if one were to further disqualify those with similar run-ins with the court system over say, even a five year period, that would bring your potentially disqualified number to 500,000, which at least statistically could disqualify all of the working-age adults in the Nation's Capitol from seeking appointed posts in District government.

Thus the question for us as a society, is where do we draw the line? Are we saying that if you stumble, regardless of what you do to turn your life around; even if you (like me) earn Mechanical Engineering and Law degrees, manage to secure positions of responsibility in both the private sector and the federal government, and actively contribute to civic life in the District that your "checkered" background will preclude you from appointed government service in DC?

If this is our answer, then the District is committing gross public waste by denying itself the full value of its and our greatest asset---human capital.

I appreciate your consideration and look forward to answering any questions that you have.

# **Exhibit 28**

**Committee on Government Operations and  
the Environment**

**Mary M. Cheh, Chairperson**

**Testimony of Brandon Webb**

**Executive's Personnel Practices**

**Thursday, April 07, 2011**

**11:00 AM**

**Location: Room 120**

## **Testimony of Brandon Webb**

Good morning/afternoon, Chairperson Cheh and members of the Committee on Government Operations and the Environment. My name is Brandon Webb and I am prepared to give an opening statement to address personnel practices within District of Columbia Fire and Emergency Medical services related to my hiring.

Before my mother, Dr. Rochelle Webb, was even hired by the Mayor, I had completed an application (DC2000) because I was interested in working in the nation's capital. Once my mother was appointed, I expressed that I would like to work in District Government.

On January 10, 2011, my mother told me that she contacted Ms. Judy Banks, Interim Director of the DC Human Resources (DCHR) on my behalf and that Ms. Banks needed my resume to see what jobs I might be qualified to fill. I forwarded the resume to my mother on January 10, 2011.

On January 11, 2011, my mother called me and said that Ms. Banks had found a position for me and wanted to know how soon I could start work. I told my mother that I could start on the 18<sup>th</sup> of January and asked how much did the job pay because I needed it to be at least \$65,000 to be the same as my Arizona salary, allowing for the increased cost of living in DC.

My mother called Ms. Banks and let her know that I would accept the job and that my salary request was \$65,000. On January 12, 2011, I received my offer letter from Laverne Harvey Johnson but the start date was incorrect (January 31, 2011 start date). I called my mom and let her know. On January 13, 2011, I received a corrected offer letter from Ms. Johnson (still dated January 12, 2011) with the report date of January 18, 2011. I reported to 441 4<sup>th</sup> Street, Washington, DC to Michael Scott at DCHR for orientation. After orientation, I reported to FEMS, 1923 Vermont Avenue, NW, Washington, DC.

Contrary to published reports and testimony of Ms. Banks, I did not know Chief Ellerbe and did not interview for this position. My only contact was with DCHR through my mother.

There have been questions about my qualifications. I have a Bachelor of Art in Corporate Communications and Public Affairs from Southern Methodist University with a minor in English. I have a Masters of Business Administration from the University of Phoenix, and I have almost ten years of professional work experience.

My communications background includes an internship with the Dallas Cowboys, where I worked with local news and national sport media, including ESPN, Denver Broncos Radio and Fox Sports. I also interned with the arena football league franchise in Dallas, Texas formerly known as the Dallas Desperados.

**My resume is attached to this statement to highlight my qualifications for this position. I am happy to answer any questions you may have.**



## BRANDON D. WEBB

• • • • (Main) • (Alt)

---

### COMMUNICATIONS OUTREACH SPECIALIST ♦ PUBLIC AFFAIRS

Building Relationships ~ National TV/Radio Networks ~ Social Media ~ Public Speaking

---

Credentialed Public Relations manager with expertise in establishing new partnerships, keeping communities informed, and facilitating open forums in the Washington, D.C. area. Demonstrated skills in promoting organizations through social media outlets, broadcasting, press releases, public reporting, and effective meetings. Strengths in:

**Written/Verbal Communication** - MS Office Suite, Spanish Reading Fluency, Administrative Reporting, Recognizing Communication Styles, and Newsletter Generation.

**Building Robust Networks** - Formed solid networks within the DC area through strategic programs, meetings, and events with faith-based, educational, and political organizations.

**Community Leadership** - Influenced and rallied faith-based and government leaders to convene and pinpoint opportunities for collaboration with DC Fire Department and Emergency Medical Services.

---

### PROFESSIONAL EXPERIENCE

---

DISTRICT OF COLUMBIA FIRE DEPARTMENT & EMERGENCY MEDICAL SERVICES, Washington, D.C. (2011)

***Communications and Community Outreach Specialist***

Directed all internal / external communication for DCFD and EMS, including written and verbal correspondences from the office of the fire chief, press releases, electronic copy, photography, and hosted Advisory Neighborhood Committees (ANCs).

***Selected Achievements***

- ✓ Organized community interdenominational faith-based round table discussions, to identify areas of opportunity and garner support for congregation efforts; reached fellowships with over 6000 members.
- ✓ Developed daily digest of community headlines and key information for executive staff to stay apprised of successes and opportunities within the community, with a dashboard view.
- ✓ Created social media presence for the department, integrating Facebook and Twitter feeds to keep constituents informed.
- ✓ Gained support for the initiate fire chief by addressing demonstrators on Gallaudet University's campus protesting his confirmation.

GRAND CANYON UNIVERSITY / EDUCATION MANAGEMENT CORPORATION, Phoenix, AZ (2009-2011)

***Enrollment Counselor | Assistant Director of Admissions***

Managed and mediated disputes between students and other entities in the enrollment process. Communicated admissions requirements, overcame student objections, and built rapport with perspective students. Advised, recruited, and enrolled students in various online undergraduate and graduate degree programs.

***Selected Achievements***

- ✓ Collaborated with all pertinent functions including Student Financial Services, Registration, and other universities to verify prior enrollment and eligibility for admissions.
- ✓ Selected to mentor three new employees following only \*\* months of service.
- ✓ Exceeded team performance by 25% for finalizing new student enrollments; surpassed dialing/talk time metrics by 150%.
- ✓ Saved nearly \$62,400 in lead generation costs for the corporation by obtaining Personally Developed Referrals.

## PROFESSIONAL EXPERIENCE (*Continued*)

**BBVA COMPASS BANK / CHASE BANK, Phoenix, AZ (2006-2009)**

***Sr. Financial Sales Consultant | Business Champion***

Series 6, 63, and State Licensed insurance broker and banking account liaison specializing in consumer and business lending and account management. Administrator for loan paperwork, B2B sales, and Quality Assurance for information accuracy.

### ***Selected Achievements***

- ✓ Earned 100% concurrent goal attainment for new consumer and business loans, services, and accounts.
- ✓ Ranked in top 15% for overall investment performance, recognized by entry into the Gold Club.
- ✓ Managed all client communications, account reviews, and product performance updates for a portfolio of 700 clients.

**DALLAS COWBOYS, Valley Ranch, TX (2005-2006)**

***Public Relations Intern***

Strategic partner for media outlets, preparing rosters, equipment, and interview notes distribution for further commentary on radio and television broadcast networks for the Dallas Cowboys and the Desperados (arena league).

### ***Selected Achievements***

- ✓ Published reports for ESPN, FOX News, CBS, and the Associated Press.
- ✓ Worked as a spotter for visiting radio stations, aiding with player identification on major plays.

---

## EDUCATION

**M.B.A., University of Phoenix, Phoenix, AZ**

**B.A. Corporate Communications and Public Affairs, Southern Methodist University, Dallas, TX**

- ✓ Minored in English
- ✓ Won honorable mention in PR campaign competition through the PRSA for the Royal Caribbean cruise line.
- ✓ Volunteered with Boys & Girls Club for the Communication Outreach team within the Athletic Department.
- ✓ Tutored students at the Jeffrey Street Learning Center in South Dallas.

---

## ADDITIONAL COMPETENCIES

Contact Manager ♦ Adobe ♦ Adobe Audition ♦ Reason ♦ Audacity ♦ Ableton Live  
Adobe Premier ♦ Magix ♦ Sony Vegas ♦ Windows OS ♦ Mac OS

# **Exhibit 29**

Good Morning Madam Chairperson and other council members.

I am Leslie Green, a 31 year old native Washingtonian, resident of Ward 5, and a proud product of the D.C. Public School system. I completed my undergraduate degree in English at the University of Virginia in 2002 and I received a master's degree in mass communications with a 4.0 GPA from Howard University in 2004.

I have been working the past eight years at both a national communications firm and a local public relations firm where I have been afforded opportunities for advancement in my field of study. The last nearly six years of my career I provided communications support to the largest foundation in the world, the Bill & Melinda Gates Foundation where I performed media relations activities, developed communications plans, and created briefing documents for senior level staff including Bill and Melinda Gates.

During the spring and summer of 2010, I volunteered for the Gray for Mayor Campaign, of which my mother, Lorraine Green, was the Chairperson. I co-chaired the Young Professionals for Gray and was responsible for coordinating and leading campaign activities for the team such as fundraisers, waves, and canvassing. As a volunteer, I spent many mornings before work; many evenings after work; and many weekends working on the campaign. My involvement ended with the general election, and I had no involvement with the transition.

I was not looking for a job within the administration, but once Crystal Palmer learned she would be selected as the Director of the Office of Motion Picture and Television Development she reached out to me to see if I would be interested in talking to her about a position in her office. She informed me that she had been following my work for quite some time and had considered recruiting me in her first tenure as director. She asked if I would be interested in talking to her about a potential position in her agency. I interviewed with her and was excited about her vision for the office and the possibility of getting involved in an area of mass communications that was in line with my interest and experience in the entertainment field. I accepted her offer to become the Senior Communications Manager for the agency and began work on January 3<sup>rd</sup>.

I understand from numerous news accounts there have been claims made against me of cronyism as a result of my being selected for the excepted service position I now occupy. As we are all aware, cronyism is "the practice of appointing friends to political posts for which they are not qualified or suited." I want to assure the committee that my education and work experience more than qualifies me for the position I hold; even if this were a competitive position, which it is not. In case you have not been given a copy of my resume previously, I have attached it to this statement.

Thank you for inviting me here to appear today so I can end the false accusations against me and continue with my career and the work I am doing for the D.C. government. I would be happy to answer questions you may have relative to my excepted service appointment.

# **Exhibit 30**

Statement of Milton H. Boyd  
: Regarding his hiring processes with DC Government

My Hiring Process

I was on a tour of the Wilson building with a good friend David Garnett and we were on the 3<sup>rd</sup> floor. As we looked into a glass office David Garnett talked with Steve Glaude and asked what he did within the office. As Mr. Glaude explained his office it caught my attention and I asked if the office was hiring, because I had experience in outreach and public service. Mr. Glaude was pretty busy at the time but mentioned that I should go to the website and I could see the entire description of the office and to send my resume and background information.

I visited the website, I got a good sense of what the office did, and how it was comprised. I sent my information and resume in. I received a telephone call setting up an interview with Regina Moran of ServeDC.

After having the interview, I revisited the website and noticed there was an event ServeDC was putting together for MLK Day at MLK library. I went to the event to take that opportunity to learn more about the office and meet the staff. I saw Mr. Glaude as well as Regina Moran and several staff members of ServeDC. I took the time to introduce myself and say hello to Regina and others in the office. A week or so later, I had a 2nd interview and 3rd contact with the office and it was with Jennifer Calloway the Director of Communications. A week or so later I received an offer letter. I was hired as a Program Analyst paid 65,000.

Background Qualification

My work experience has been in the area of communications, event planning, community outreach and support services. Prior to working with the DC government, I served as a program analyst in a contract with GSA (federal government) as outreach support for small business. I had a GSA government security clearance and I received a salary of 60,000. Prior to the program analyst position with GSA I worked in several other related positions I was on a contract with the Public Defenders Office as client support services. I completed a background check/investigation clearance. I had a salary of 45,000.

I am a native Washingtonian, and a product of DC public schools. I have a bachelor's degree in media communications and political science, from the University of Pittsburgh.

Relationship with Executives in DC Government

Although, my mother is Linda Boyd who works in the office of the Mayor, to my knowledge she did not have any knowledge of me applying for a job in DC government. Moreover, to my knowledge she did not know of my hiring until I called her when I received the offer letter. I do not live with my mother and have not lived with her for over 9 years, since going away to college. In fact because I had other offers my mother asked me to be sure that I wanted to work for the DC government. At the time I also had 2

other job offers and was deciding the difference of working in the private sector as appose to public sector.

I did not have any relationships with anybody who was involved in my hiring. Further, I do not believe anybody did anything special for me. I sought the job on my own, followed the instructions I was given and took effort to seek the job. I do not have a relationship with Mayor Gray or Mr. Glaude, Regina Moran, Ms Calloway or any other person I have read about in the newspapers.

# **Exhibit 31**



**STATEMENT OF LEROY ELLIS BEFORE  
THE DC COUNCIL COMMITTEE ON GOVERNMENT OPERATIONS  
AND THE ENVIRONMENT**

**April 7, 2011**

Chairman Cheh, and members of the Committee on Government Operations and the Environment, I am Leroy Ellis. I was asked to appear here by the Office of Intergovernmental Affairs. Although the directive did not state the purpose for my appearance, I assume it is for this committee to discuss with me how I came to be hired in the Department of Employment Services.

If this is correct, then I am happy to discuss with the committee the process that led to my hiring, the absence of any special favors and the absences of nepotism and cronyism in my hiring. More importantly, I am happy to discuss with the committee my employment history which shows that I have extensive experience in Employment and Training.

**Hired Through My Own Effort**

I was interested in working for DOES because of my expertise in employment services. So, when I heard that the new director was to be announced at a press conference, I attended the conference. After her press conference, I introduced myself to Dr. Webb and informed her of my interested in working at DOES, and I informed her of my background in Employment and Training. Our conversation was brief and she asked that I send my Resume' to her. Attachment A, affixed to

is the email of December 27, 2010, that I sent to Dr. Webb with my resume and thanking her for talking to me.

She responded to me by telling me that once she got information regarding the transition report she could better understand how I could best help her. See Attachment B. The next time I met Dr. Webb was at the inaugural. She introduced me to Lisa Mallory, the Deputy Director of DOES and asked that I meet with Ms. Mallory to discuss my qualifications.

Ms. Mallory and I met a couple of days later and discuss my qualifications and interest in employment with agency. We discussed certain needs the agency had. She told me that she would get with Dr. Webb and for me to call her in a couple of days. I subsequently received a request from Ms. Mallory to submit some forms. See Attachment C.

I received a job application and some more forms which I completed. Thereafter, I spoke with Ms. Mallory. She informed me that Dr. Webb wanted to hire me as a Special Assistant to the Director and that Human Resources would contact me. After not hearing from Human Resources, I attempted to contact Judy Banks. I did not receive a call back, so I knew that my neighbor Howard Brooks was working with the transition, and I asked him if he saw Ms. Bank to let her know I was trying to reach her.

On January 10, I spoke with Ms. Banks, who thought I had asked Howard Brooks to inquiry about a job for me. She was not aware of the process that had already occurred and that Dr. Webb wanted to hire me. She asked if a salary had been discussed with me, and I told her based on my experience and the position the amount was \$125,000. See Attachment D.

Judy Banks discussed my request with Dr. Webb and told me that she, Dr. Webb, concurred; and that I would be receiving an offer letter the next day. See Attachment E. I was offered the job and started work on January 18, 2011. See Attachment F.

### Qualified For the Job

I have a bachelor's degree from Virginia State University. I have served as Deputy Director of Montgomery County's Employment & Training Department where I assisted in the design of the County's master plan for providing employment services to county residents. I was responsible for the implementation and the daily operation of those programs, which included Employment and Training, Public Service Employment, Youth Employment and the Displaced Worker Program. I also served as the Director of the Community Action Program where I was responsible for developing policies and programs that provided specific services to the socially and economically disadvantaged citizens of the county. These programs included Head Start, Employment, Transportation and Health Services. I also previously work in the District at DOES as the Special Assistant to the Director of Employment & Training where I was responsible for the initial Displaced Worker Program and monitoring large sub-contracts.

In private industry I worked in business marketing and program development where I established integrated marketing plans and initiatives for private corporations, government agencies, trade associations and public interest organizations in the Washington, D.C. Metropolitan area.

As you can see, I am qualified for my present position and the responsibility for the Business Services Group of DOES. The BSG is an employer driven program where we work throughout the metropolitan area developing partnerships with regional employers that will aid in placing District residents in jobs. This is done through career fairs and targeted recruitment. The BSG also promote all of the other services of the Department of Employment Services.

### No Special Relationship to Get Hired

First I want to make it clear that I do not have any special relationship or friendship with Mayor Gray. I have only met him one time in my life. I saw him during the campaign, and as he was shaking hands within a crowd, that included me, I said "Don't worry we support you."

I am a neighbor and a friend of Howard Brooks. I have played golf with him, and one time performed some work for a company he was affiliated with.

During the primary campaign, I inquired of him about how I could help in the election. I was asked to organize a golf tournament, which I did. Thereafter, I helped with the transportation part of the campaign. In the general election, I work to help coordinate the field operation. I had no involvement with the transition team. I did attend the inaugural like many other persons.

I did not and do not have any relationship with Lorraine Green. I did not meet her until I organized the golf tournament in the primary. I

saw her periodically during the campaign. We are not social acquaintances.

I did not know Ms. Gerri Mason and only met her once during the campaign.

### **Conclusion**

I am glad I have the opportunity to be of service to the District. I intend to do the best I can to help the citizens of the District, particularly those in high unemployment areas to obtain employment. I thank you Madame Chair for holding these hearing and allowing me to share with you, my qualifications, how I got my job, and to show I did not get any special favors in the process.

**Attachment A**

**From:** ellis [mailto: [REDACTED]]  
**Sent:** Monday, December 27, 2010 10:24 AM  
**To:** Webb, Rochelle  
**Subject:** Attached Document

It was good meeting you last week, and I appreciate your sharing time and conversation with me. Unfortunately, time did not permit us a lengthy discussion. therefore, I have attached my resume for your review and I look forward to your return and additional conversation. I have also including my cell phone number and email accounts. Feel free to contact me if you have any questions. Thanks, Leroy

[REDACTED]

[REDACTED]

[REDACTED] Cell Number

**Attachment B**

**From:** Webb, Rochelle [mailto: [REDACTED]]  
**Sent:** Monday, December 27, 2010 1:47 PM  
**To:** 'ellis'  
**Subject:** RE: Attached Document

Thanks, Leroy. As I receive more information on the transition and organizational structure, we should be able to determine more accurately where you can help best. See you soon.

Dr. Rochelle L. Webb  
Administrator  
Arizona Department of Economic Security  
Employment Administration  
Office- [REDACTED]  
BlackBerry- [REDACTED]  
[REDACTED]

**Attachment C**

**From:** Mallory, Lisa (DOES) [mailto: ]  
**Sent:** Thursday, January 06, 2011 9:36 AM  
**To:**   
**Subject:** Following Up

Mr. Ellis, I will need you to fill out some forms for me to get you processed into the system I will send them under separate cover. I will also give you a call to let you know that the forms have been emailed to you. I look forward to working with you!

Lisa Maria Mallory  
Deputy Director for Operations  
DC Department of Employment Services  
4058 Minnesota Avenue, NE  
Fifth Floor  
Washington, DC 20019  
 direct  
 cell  
  
[www.does.dc.gov](http://www.does.dc.gov)

**DOES has relocated to better serve you!**

Our new headquarters is located at 4058 Minnesota Avenue, NE, Washington, DC 20019, immediately adjacent to the Minnesota Avenue Metro Station on the Orange Line.  
[www.does.dc.gov](http://www.does.dc.gov)



**Attachment D**

**From:** leroy <[REDACTED]>  
**To:** Banks, Judy (DCHR)  
**Sent:** Mon Jan 10 22:24:52 2011  
**Subject:** Attached Resume and Old Org Chart

Judy, I really appreciate your taking the time to speak with me earlier this evening. You were correct, there has been a level of miscommunication. As a result I, not Howard, sort to find me a position. Howard was only the messenger to you. I also recognize that it has been quite some time since I have worked in government and the laws and regulations governing the programs under Employment and Training have changed. Director Webb should have the very best and brightest on her staff to help run the department. my specific knowledge of the regulations and laws governing Employment and Training programs are not fully current, but my administrative and managerial skills are still very strong and I feel I can offer assistance in some areas that are not affected by the regulations of programs that are in direct service to the citizens. To give you an idea of what I was thinking, I have attached an old organizational Chart showing the three deputy positions, I circled the one that I could easily Manage with a high level of effectiveness and efficiency. I recognize the department is being re-organized, but the functions under the Operation Division will still exist. If possible I would like to be involved with the management of that area. My salary request is 125,000.00.

**Attachment E**

**From:** Banks, Judy (DCHR) [mailto: ]  
**Sent:** Tuesday, January 11, 2011 8:13 AM  
**To:** 'leroy'  
**Subject:** Re: Attached Resume and Old Org Chart  
**Importance:** High

Dr. Webb concurs with your request of \$125. You should receive offer letter before noon. DC residency required within 6 months.

**Preventing terrorism is everybody's business.**

If you SEE something, SAY something.

Call the Metropolitan Police Department at (202) 727-9099 or email at [SAR@DC.GOV](mailto:SAR@DC.GOV) to report suspicious activity or behavior that has already occurred.

Call **911** to report in-progress threats or emergencies.

To learn more, visit <http://www.mpd.dc.gov/operationtipp>.

# **Exhibit 32**

**Committee on Government Operations and the Environment**

**Mary M. Cheh, Chairperson**

**Testimony of Dr. Rochelle L. Webb**

**Executive's Personnel Practices**

**Thursday, April 07, 2011**

**11:00 AM**

**Location: Room 120**

## **Testimony of Dr. Rochelle L. Webb**

Good afternoon, Chairperson Cheh and members of the Committee on Government Operations and the Environment. My name is Dr. Rochelle L. Webb. I am prepared to give an opening statement to address personnel practices within my former agency, the Department of Employment Services (DOES) and within the Gray Administration. Knowing that the Chair and members have been waiting for over a week to continue this hearing, I am willing to proceed at the pleasure of the chair.

I can provide a detailed opening statement or proceed directly with questions. In the event that we proceed with questions, I would request that the Chair allow me the opportunity to make a closing statement to cover any items not specifically addressed by the Chair or members of the Committee. Madame Chair, how would you like me to proceed?

## **Written Testimony of Dr. Rochelle L. Webb**

### **Submitted for the Record**

#### ***The Application Process***

I applied by calling a phone number listed for candidates interested in employment with the Gray administration. I left my name, phone number and the position that I was interested in (Director of the Department of Employment Services) and also indicated my current position and title within State of Arizona government and with the National Association of State Workforce Agencies (NASWA).

I received a return call that same day from Gregory Davis of PRM Consulting. Mr. Davis explained that his company was handling the recruiting and vetting for the position. He asked me several questions about my background and experience and then invited me to forward my resume and references. I forwarded the information. Over the course of the next few days, Mr. Davis contacted me and said that I was being considered for the position. I volunteered that I would be in the District of Columbia for a conference during the week of December 12<sup>th</sup> and would be available to meet with him or Mayor Gray during that week.

#### ***The Interview***

I had a face-to-face meeting with Mr. Davis on Tuesday, December 14, 2010 in advance of my meeting with Mayor Gray. I met with Mayor Gray one-on-one at the Reeves transition headquarters. We had an in depth conversation regarding his jobs agenda and the issues and challenges facing the Department of Employment Services. This included the high unemployment rate, illiteracy, the Workforce Investment Council, and First Source. I told Mayor Gray that I was very confident that I could implement his vision as long as I was able to bring in a team to get the job done. I stated that I would

not be able to accomplish this work with political appointees and that I would need folks that I knew had the experience and technical knowledge to help me. Most importantly, I needed people that I knew and trusted to work with me to address all of the issues at the Department. Mayor Gray said that I would be able to do whatever it took to get the job done. The most important task for me would be to get DC residents in jobs and lower the unemployment rate.

If selected, I asked how frequently would I interact with him, as opposed to the City Administrator, and he replied that he would leave the day to day running of the agency to the Director but would definitely stay involved as jobs was one of his priorities for the District.

### ***The Hire/Nomination***

The next day, I checked in with Greg Davis at PRM and gave him an update on the interview. In my opinion, I said it went very well and the Mayor and I seemed to have established an immediate rapport. Mr. Davis said that he would keep me posted as the Mayor completed his considerations and that the Mayor hoped to make a decision over the weekend. On Sunday, December 19, 2010, I received a voice message from Mr. Davis that the Mayor had decided to select me and asked if I could be back in DC on Wednesday for a press conference. I agreed happily.

### ***Salary and Compensation Determination***

I did not know what my salary would be when I accepted the position but had no concerns as Greg Davis and I had discussed the salary range for the position and my salary request was within the range. I did not have any discussions at all with the Mayor regarding my salary or compensation package. I negotiated directly with Greg Davis after my appointment was announced. I do not know with whom he conferred on the transition team. Mr. Davis and I discussed \$150,000 per year and \$5000 for relocation expenses. I asked for an increased amount of relocation expenses. He indicated that he would check with the transition team.

I asked Mr. Davis for Gerri Mason Hall's, (the Mayor's Chief of Staff) contact information so that I could check on the status of my travel logistics to the inauguration and a final offer. Ms. Gerri Mason Hall responded with a referral to Ms. Alisha Taylor on the travel arrangements and a referral to Ms. Judy Banks regarding the offer letter and guidance regarding relocation.

Ms. Banks explained that there was no set amount for relocation and that she would follow up with the final offer letter at a later date. At new hire orientation on January 10, 2011, I received the offer letter for \$165,000 per year and reasonable relocation expenses. Ms. Banks told me that she explained to the Mayor that I could not be expected to relocate from across the country on \$5000 and that reasonable expenses should be covered. I was not troubled by the hiring letter because according to the Deputy Director for Operations at DOES (and now Interim Director); the previous director had received \$160, 000, relocation expenses, and a \$10,000 signing bonus.)

### ***Hiring Brandon Webb***

My son had indicated to me that he would like to work in District Government. I contacted Ms. Judy Banks, Interim Director of the DC Human Resources (DCHR) to see how to get him into the government. Ms. Banks was very clear that Brandon could not work for me or my agency. She asked me to send Brandon's resume to her and she would check to see what openings his qualifications might fit. I forwarded the resume late on January 10, 2011.

Ms. Banks called on January 11, 2011 and said that she had a job for Brandon working at Fire and Emergency Medical Services (FEMS). She asked how soon he could get here because Chief Ken Ellerbe needed someone "like yesterday". I contacted Brandon who said he would like the job and that he could be here by the next week. Brandon asked how much did the job pay because he needed it to be at least \$65,000 to match his Arizona salary, adjusted for cost of living in DC. I called Ms. Banks and let her know that Brandon would accept the job and that his salary request was \$65,000.

On January 12, 2011, Brandon received his offer letter for the same. However, the start date was incorrect. I called Ms. Banks and let her know. On January 13, 2011, Brandon received a corrected offer letter (still dated January 12, 2011) with the report date of January 18, 2011. Brandon reported for orientation and began work on January 18, 2011.

### ***Hiring Personnel from Arizona and Texas***

There has been much discussion regarding my hiring of three people from Arizona and one person from Texas with whom I had worked in the past. Additionally, one of the hires from Arizona also hired a staff person that she worked with in Arizona. Each of the individuals hired were reviewed by the Human Resources Department of DOES, DCHR, the Office of the City Administrator, the Chief of Staff for the Mayor, and the Mayor.

I and my Chief of Staff, Stephanie Reich, had provided a color-coded organizational chart and the resumes of the Deputy Director for Policy, Performance, and Training (Denise Blackman) and the Associate Director for Workforce Investment (Jennifer Pittman-Leeper) to Ms. Mason Hall, who had requested it to brief the Mayor. The color-coded organizational chart showed the pending hires from Arizona, placement of staff from the campaign, and other open positions for which I would be recruiting.

A few days later, I submitted my request to hire the third person from Arizona (Jessica Gonzalez) as a Special Assistant to the Director. The pay for each of these individuals was commensurate with his or her experience, education, and increased responsibilities.

The following chart shows the salaries of staff from Arizona and Texas in comparison to the salaries of existing staff in the agency in the same or similar positions:

Hires from AZ/TX	Salary	Existing Personnel in the Agency	Salary
Denise Blackman	\$115,000	Deputy Director-Operations	\$150,000
Jennifer Pittman-Leeper	\$105,000	Executive Director- WIC	\$117,000
Jessica Gonzalez	\$90,000	Supervisor of Strategic Partnerships	\$123,515
Steven Reaves	\$68,319	Public Affairs- Print	\$71,796

### ***My Termination***

As you know, I was originally scheduled to appear at this hearing as a government witness as Acting Director of the Department of Employment Services. I was separated from Executive Service on April 1, 2011 after I made clear that I would appear before the Council and testify under oath that the information provided by Ms. Banks as it related to the hiring of my son was not accurate. I also stated that I had documentation on the correspondence of my son's resume to Ms. Banks.

I disclosed this information to Mayor's Acting Chief of Staff, Paul Quander, and the Deputy Mayor for Planning and Economic Development, Victor Hoskins, on Monday, March 28, 2011. On Wednesday, March 30, 2011, I made a request to the agency Chief Technology Officer that my deleted emails from the week of January 10<sup>th</sup> be pulled and forwarded to me.

On Thursday, March 31, 2011, I received a reminder that I was to appear before this Committee on April 7, 2011. I responded that I would be there and copied both Mr. Quander and Mr. Hoskins. I received an email receipt a minute later indicating both had read the email. Within one minute, I received a new email directing me to meet with Mr. Hoskins and Mr. Quander in the Acting Chief of Staff's office on Friday, April 1, 2011 at 3 p.m.

When I reported to Mr. Quander's office on April 1, 2011, Mr. Hoskins and a representative from DCHR were also present. Mr. Quander informed me that the Mayor had decided to separate me from Executive Service and asked if I wanted to resign. I said no thank you. He then informed me that I was being separated and provided me with my letter of separation to read and sign.



I read and acknowledged receipt of the letter. I was asked to immediately surrender my credentials and BlackBerry and directed to return all other equipment to the agency. Mr. Quander indicated that my former Chief of Staff would make arrangements to receive my laptop and to have my personal belongings packed at the office and delivered to me. At no time did the Mayor call, email, or otherwise attempt a discussion with me regarding the performance of my duties or that he was considering revocation of my nomination.

This concludes my written testimony. I am happy to answer any questions you might have.

# **Exhibit 33**

I am Gerri Mason Hall appearing before you voluntarily to address the concerns regarding appointments in the Gray Administration. As the former Chief of Staff to Mayor Gray, I played an integral role in many of the actions that have given rise to these hearings. With the clarity of hindsight, I realize I made mistakes and exercised poor judgment, and I greatly regret it. The errors may have been serious, but they were in fact errors. There was never nefarious intent on my part.

I returned to the District government after an absence of almost twenty years. As a native Washingtonian I wanted to help make the One City concept a reality. My interest in working for the District was not for self-enrichment; in fact, accepting the position was financially a step backward.

During the transition I worked as part of a four-person team of Human Resource professionals dedicated to filling positions. It was during this hectic period in December that informal standards for compensation evolved. In hindsight, our approach was lacking and could have benefited from greater rigor.

By definition, Excepted Service positions are filled by discretion and not through open competition, a long-standing practice not unique to the District. The benefit of no competition is a trade-off for the lack of job protection enjoyed by those in the Career Service. Excepted service appointees serve at the pleasure of the Mayor and may be terminated without cause. I did refer individuals to be hired in excepted service positions in a number of agencies throughout the government. My intent was to place individuals aligned with the Mayor's vision and to do so quickly. In part, I was reacting to criticism that the Administration was not moving quickly enough. However, at no time did I either

expect or request that applicable personnel rules be circumvented or ignored.

I handled the hiring of Sulaimon Brown. But let me be clear: at no time did he or anyone else suggest to me that an arrangement of any kind had been made to hire him. The first I heard of his alleged “deal” was in the press. Neither the Mayor nor anyone else directed me to hire or find a position for Mr. Brown. I ultimately referred him to the Department of Healthcare Finance after being informed that the agency had a need for additional staff, and did so with the understanding that the Department’s leadership would be free to terminate him if he was not a good fit or could not fill the agency’s needs. Along the way, I made mistakes; including my failure to pay sufficient attention to the background check process. I regret those errors.

I also regret the circumstances surrounding my son’s employment. At the time, I believed I was taking an arm’s length approach: he was employed in an agency beyond my control and I did not refer him directly to the head of the agency but relied on the HR process to place him instead. However, I now recognize it still had the appearance of impropriety despite my arm’s length efforts. But as I accept responsibility for my mistakes, I want to be clear that I did not direct the hiring of my son or set his salary. In fact, the only time I discussed salary was to suggest a lower salary commensurate with his level of experience. My son and I have both paid the price for my lapse in judgment.

Despite my missteps, it was an honor to serve with Mayor Gray and the many committed public servants in his Administration. I wish them all Godspeed in addressing the challenges before them.

I commend the Council and this Committee for its interest in addressing the important issues raised here and I stand ready to respond to your questions.

# **Exhibit 34**

## **Opening Statement of Lorraine Green**

**Good morning Chairwoman Cheh and other Councilmembers present. I am Lorraine Green former Chairperson of the Gray for Mayor campaign and transition. I am accompanied today by my attorney Tom Green and am voluntarily appearing today to assist in clarifying some of the issues associated with your review of the personnel practices of the Executive.**

**Before I get into the details of my opening statement I would first like to address the erroneous information reported yesterday by Nikita Stewart in the Washington Post concerning the hiring of Deputy Mayor B.B. Otero.**

**Ms. Otero was not interviewed by me, nor was she vetted by me. Ms. Otero was interviewed by the Mayor Elect and by Mr. John P. McDaniel, former Chief Executive Officer of MedStar Health, a subject matter expert who also assisted the Mayor Elect in the vetting of Deputy Mayor Otero.**

**My role was to facilitate the process to ensure Ms. Otero was properly interviewed and vetted. This was in line with my responsibility as a member of the personnel transition team. I have provided you today with emails that confirm my statement and the facts surrounding the hiring of Deputy Mayor**

**Otero, and I am sure if you take the time to ask the Deputy Mayor she will also support my statement.**

**It is my understanding that these hearings were convened by Chairperson Cheh to examine the personnel practices of the Executive, and I am prepared to answer your questions regarding that subject on the basis of my personal knowledge. I will, however, not speculate, and I will confine my answers to what I know.**

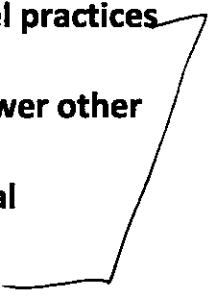
**I have provided the committee with information about my background, and I would like to highlight my service in the federal sector as a presidential appointee serving as the Deputy Director of the U.S. Office of Personnel Management, and the fact that I was an employee of the District of Columbia government for twenty two years.**

**During that time I served in six agencies and headed three departments: ADMINISTRATIVE SERVICES, which was responsible for all procurement and contracting of the government; the D.C. LOTTERY, a revenue generating agency; and the D.C. OFFICE OF PERSONNEL, the agency responsible for human resources of the government. I point this out because I want to underscore that during my service in D.C. government I was fortunate enough to meet, mentor,**



**be mentored by, some of the most dedicated and talented people whom I have encountered in my entire 47 year career, which has included service in the federal government and the private sector. A number of these individuals, some of whom will be undoubtedly mentioned today, have become close personal friends.**

**I am more than willing to testify about conversations or contact I had with any of these individuals insofar as those conversations relate to personnel practices pertaining to the Gray administration. However, I will decline to answer other questions if I believe that they seek to intrude on my private, personal friendship with others.**



**In the early stages of the transition, the Mayor Elect asked me to coordinate with City Administrator Neil Albert on the logistical details of the transfer to the Gray administration. This responsibility included a myriad of details, including the process to be followed for Excepted and Executive Service appointments. Mr. Albert provided background materials, and we had numerous discussions to ensure there was an orderly transfer of power, consulting with the Mayor Elect as appropriate.**

The Mayor Elect was fortunate enough to have the Honorable Constance Berry Newman, former Director of the U.S. Office of Personnel Management, a friend and mentor of mine, agree to sign on as transition chairperson of the personnel team. I informed Ms. Newman that since I was working full time, most of my assistance to her team would be part time in the evening and on weekends. Ms. Newman was able to coordinate her schedule to allow her to be present at the transition office during part of the day and most evenings as well. Ms. Newman's primary assistance came from Judy Banks, who the Mayor Elect requested be detailed from the Convention Center to handle the day to day personnel matters associated with the transfer from the Fenty to Gray Administration.

Ms. Banks' experience with the Williams Administration as the Acting Director of Personnel for Mayor Williams and her experience as the Director of Payroll under Dr. Natwar Gandhi made her a viable choice to handle this assignment; not the fact that she was my longtime friend. Ms. Newman felt the smaller the personnel team, the more efficient it could function. She asked the former Assistant Secretary of Labor, and former Acting Director of the U.S. Office of Personnel Management, Patricia Lattimore, her good friend, to assist on this team. Gerri Mason Hall also served on the team once she was designated as the

**Mayor Elect's choice for Chief of Staff. Let me confirm at this point, that all of the women whom I just named are among my friends and former colleagues, as I suspect some of you know. But let me also emphasize that they are without any doubt exceptionally well qualified human resource professionals with impeccable credentials and successful careers.**

**I briefed Ms. Newman on my transition meetings with Mr. Albert and the Mayor Elect to assist her in establishing the structure for the assignments of the personnel transition team. Once Ms. Newman was fully briefed and she met with the Mayor Elect, she was the primary person in charge of all personnel aspects of the transition and the primary person to coordinate the work of the pro bono search firms; scheduling candidate interviews with the Mayor Elect; and searching resumes on the employment website. I would consult on an as needed basis, but I made no hiring decisions nor did I set or influence the salary of anyone hired into the Gray Administration. In addition, I neither vetted nor interviewed any candidates.**

**All vetting of personnel was done by either subject matter experts, professional search firms or firms with expertise in background investigations. In addition, I may have screened candidates for suitability, particularly those who had**

**worked in the Gray for Mayor campaign, but, as I just said, I conducted no interviews for specific job placements. My primary role was working with the Mayor Elect to set up all six transition teams and coordinate the support services for those teams. I also was the person responsible for coordinating the Inaugural activities. (Attached to this opening statement is a chart that provides additional detail as to the responsibilities of the Gray Transition Leadership Team)**

**Ms. Newman's office was located next to the Mayor Elect's office in the rear of the transition space; there were two desks in the office. Ms. Newman occupied the first desk and the second desk was shared by the other team members based on who was in the office at a particular point in time. I do not remember a time when all five of us were in the office at the same time, but when there were four of us, we shared the two desks. Ms. Newman had the key to the locked files that were located adjacent to the office. There were no other persons other than those named who were allowed to occupy this office or be privy to the personnel files. I mention these logistical issues because of questions in previous hearings about location of offices and personnel in the transition space. Thank you, and I am now ready for your questions.**

# **Exhibit 35**

**TESTIMONY BEFORE THE COUNCIL OF THE  
DISTRICT OF COLUMBIA'S COMMITTEE ON  
GOVERNMENT OPERATIONS AND THE  
ENVIRONMENT'S  
EXECUTIVE PERSONNEL PRACTICES  
INVESTIGATION AUTHORIZATION RESOLUTION OF  
2011**

**June 6th, 2011, 12:30 p.m. EST**

**BY CHERITA WHITING**

**My name is Cherita Whiting, and to be honest I am not  
sure why I have been asked to be here today. But I will say  
that there are over 220 Excepted Service positions and this  
Committee seemed to only want to drag me in here, a former  
excepted service employee who was not connected in any  
way to the hiring decisions of the Executive, which is unfair**

**and a waste of DC residents' tax dollars, as I have nothing to offer.**

**I was hired on January 31<sup>st</sup> as a Special Assistant to the Mayor and detailed to the Department of Parks and Recreation with a salary within the range for the position I was appointed to, but also one that was \$25,000 less than my private sector equivalent. I resigned effective April 18th, 2011. Because I am a former elected official and served as an ANC Commissioner as a Vice Chair and then was elected as Chairman of my ANC as well; have been a PTA President from the time my son was in second grade through high school; have also served on the Board of Trustee's for his**

**middle school, the DCPTA Board of Directors, the DCPS Education Compact Committee, founder and Chair of the Ward 4 Education Council, as well as a Commissioner on the Commission for Woman of DC, I was very much equipped for the position. Indeed, in serving in these many various roles, I have worked alongside this very Council.**

**I can also tell you that I applied and submitted my resume, was interviewed and hired, and went to work. I did not receive a salary outside of the range in which the job required as was printed by a reporter who doesn't check his facts and an editor who does not believe in printing factual stories to the public.**



**Please know I was *never* served as reported in the press.**

**I was not intentionally “avoiding” service as everyone else who needed to or tried to reach me was able to, including the process server hired by this D.C. Council.**

**What I can also say is that I will not be answering any questions that are about someone else who was hired, fired, or interviewed for another position. I also will not be answering any questions about who I am or am not friends with or who someone else may be friends with. I will not be answering any questions about my past. I take this position because this hearing is “supposed” to be about the executive**

**personnel hiring practices of D.C. Government and none of the above fall within that purview.**

**So for the short time that I am here, if you want to know the date in which I was hired and when I resigned; when I sent a resume or any other particulars, you should check the records and documents produced in this investigation because I have no dates written down and I will not go back and forth and play a game of "gotcha" as part of this alleged investigation or answer any questions that are designed to humiliate, embarrass or harass me while I am before this Committee. I did not work in HR and those who did have already given their testimony so I would ask that**

**you refer back to their testimony for any questions or clarity.**

**This concludes my opening statement and to the extent I can, I will answer any relevant questions from the Committee.**

# **Exhibit 36**

**I Sulaimon Brown hereby state for the record under oath truthfully and with no malicious intent that Vincent Gray's campaign specifically, Mayor Vincent Gray (who was then Chairman Gray and a former DC Mayoral candidate), Lorraine Green mayor Gray's former Campaign Chairperson, and Howard Brooks Mayor Grays former Campaign finance consultant, gave me cash and money orders to maintain my campaign for mayor, cover living expenses, and attack then mayor Fenty during the 2010 mayoral race. In addition to moneys received in the form of cash and money orders, I was also promised a job for myself and my brother. A job I later received but my brother did not. The promise of a job was directly negotiated by both Vincent Gray and Lorraine Green. Vincent Gray initiated the first contact with me at Howard University Black Burn center in 2010 as it relates to this matter, he asked me had I spoken to Lorraine and I stated no (I did not know who she was at that time), he then instructed me to reach out to her and he would have her do the same. We were there for a debate and after that debate a women approached me with a business card in hand and said, "Hi I'm Lorraine Green... Vince asked me to talk to you, call me tomorrow....let's sit down and talk...something to that effect). This encounter with Vince, Lorraine and I, is what has us here today at this hearing.**

**The Washington Post has written several articles that directly tie Vincent Gray's campaign to my campaign. Besides the Post third party verification, there is clear and convincing evidence in the form of text messages, thousands of cumulative hours of phone calls, and emails, sent directly from the Vincent grays cell phone, Lorraine Greens cell phone, and Howard Brooks cell phone to me that supports my assertion that I was paid, promised a job not an interview, and working with Vincent Gray to defeat Adrian Fenty. In addition, there are money orders from the gray campaign which the Washing Post has tied directly to family members, friends and relatives of the accused in this case. Prior testimony from witnesses to this body under oath supports my assertion that Vincent Gray broke the law, specifically as it relates to the promise of a job that I was promised and received. Jerry Mason Hall testified to this body that in her own notes, she was supposed to reach out to Vince for a job for Sulaimon. In addition to the direct involvement of promises of a job to me by Vincent Gray, he also was present during one of the cash and money order payments I received.**

**I have supplied documentation to support my assertion to the FBI, US Attorney's office, and the House Oversight Committee. This documentation includes but is not limited to some of the actual envelopes the cash and money orders were given to me in. These envelopes should contain the DNA, fingerprints, and forensic evidence of Lorraine Green and Howard Brooks on them; because they gave them to me on behalf of Vincent Gray as payment to verbally attack Fenty, living expenses, and to boost campaign dollars so I could stay in the mayoral race.**

# **Exhibit 41**

-----Original Message-----

From: Webb, Rochelle (DOES) [mailto: [REDACTED]]  
Sent: Tuesday, January 11, 2011 8:11 AM  
To: Banks, Judy (DCHR)  
Subject: Re: Personal question

Ok, will send

Dr. Rochelle L. Webb  
Director (designate)  
Department of Employment Services  
Sent by my BlackBerry wireless

----- Original Message -----

From: Banks, Judy (DCHR)  
To: Webb, Rochelle (DOES)  
Sent: Tue Jan 11 07:51:46 2011  
Subject: Re: Personal question

Frowned upon in your agency but not in another agency. Send me his resume. DC resident (with his Mom?)  
(:- ))

----- Original Message -----

From: Webb, Rochelle (DOES)  
To: Banks, Judy (DCHR)  
Sent: Tue Jan 11 07:46:46 2011  
Subject: Personal question

Is it frowned upon if a close relative works in your agency? My son has a BS in communications from Southern Methodist University and a MBA from University of Phoenix. I really want him to do public relations and Community Outreach for me, reporting to my Chief of Staff. Your candid opinion is appreciated.

Dr. Rochelle L. Webb  
Director (designate)  
Department of Employment Services  
Sent by my BlackBerry wireless

DOES has relocated to better serve you!  
Our new headquarters is located at 4058 Minnesota Avenue, NE, Washington, DC 20019, immediately adjacent to the Minnesota Avenue Metro Station on the Orange Line.  
[www.does.dc.gov](http://www.does.dc.gov)

-----

Preventing terrorism is everybody's business.  
If you SEE something, SAY something.  
Call the Metropolitan Police Department at (202) 727-9099 or email at [SAR@DC.GOV](mailto:SAR@DC.GOV) to report suspicious activity or behavior that has already occurred.  
Call 911 to report in-progress threats or emergencies.

To learn more, visit <http://www.mpdcc.gov/operationtipp>.

-----Original Message-----

From: Banks, Judy (DCHR) [mailto: [REDACTED]]  
Sent: Tuesday, January 11, 2011 8:09 PM  
To: Webb, Rochelle (DOES)  
Subject: Re:

That works- he starts work on the 18th @ \$65k.

----- Original Message -----

From: Webb, Rochelle (DOES)  
To: Banks, Judy (DCHR)  
Sent: Tue Jan 11 18:12:20 2011  
Subject: Re:

He can come on the 18th but can't get here this week.

Dr. Rochelle L. Webb  
Director (designate)  
Department of Employment Services  
Sent by my BlackBerry wireless

----- Original Message -----

From: Banks, Judy (DCHR)  
To: Webb, Rochelle (DOES)  
Sent: Tue Jan 11 17:39:38 2011  
Subject: RE:

How much notice does he have to give - Ken is ready for him NOW!!

Judy D. Banks  
Interim Director  
DC Department of Human Resources  
441 4th Street, NW, Suite 800  
Washington, DC 20001  
Telephone: [REDACTED]  
Fax: [REDACTED]

"To attract, develop and retain a well-qualified and diverse workforce."

STATEMENT OF CONFIDENTIALITY: The information contained in this electronic message and any attachments to it are intended for exclusive use of the addressee(s) and may contain confidential or privileged information. If you are not the intended recipient, please notify the sender immediately and destroy all copies of this message and any attachments.

? Please consider the environment before printing this email.

-----Original Message-----

From: Webb, Rochelle (DOES)  
Sent: Tuesday, January 11, 2011 5:38 PM  
To: Banks, Judy (DCHR)  
Subject: RE:

Cool. He could definitely come if at the higher end.

Rochelle L. Webb



Director (designate)  
DC Department of Employment Services  
4058 Minnesota Avenue, NE  
Fifth Floor  
Washington, DC 20019  
Voice- [REDACTED] fax - [REDACTED]  
[REDACTED]

-----Original Message-----

From: Banks, Judy (DCHR)  
Sent: Tuesday, January 11, 2011 5:36 PM  
To: Webb, Rochelle (DOES)  
Subject: RE:

Between \$55 - \$65k - Ken is looking at his budget

Judy D. Banks  
Interim Director  
DC Department of Human Resources  
441 4th Street, NW, Suite 800  
Washington, DC 20001  
Telephone: [REDACTED]  
Fax: [REDACTED]

"To attract, develop and retain a well-qualified and diverse workforce."

STATEMENT OF CONFIDENTIALITY: The information contained in this electronic message and any attachments to it are intended for exclusive use of the addressee(s) and may contain confidential or privileged information. If you are not the intended recipient, please notify the sender immediately and destroy all copies of this message and any attachments.

? Please consider the environment before printing this email.

-----Original Message-----

From: Webb, Rochelle (DOES)  
Sent: Tuesday, January 11, 2011 5:26 PM  
To: Banks, Judy (DCHR)  
Subject: RE:

Yes, do you know the salary?

Rochelle L. Webb  
Director (designate)  
DC Department of Employment Services  
4058 Minnesota Avenue, NE  
Fifth Floor  
Washington, DC 20019  
Voice- [REDACTED] fax - [REDACTED]  
[REDACTED]

-----Original Message-----

From: Banks, Judy (DCHR)  
Sent: Tuesday, January 11, 2011 4:25 PM  
To: Webb, Rochelle (DOES)  
Subject: RE:

Importance: High

He will work for Ken Ellerbe at the Fire Department doing outreach and communications. When can he start - Tuesday, the 18th??

Judy D. Banks  
Interim Director  
DC Department of Human Resources  
441 4th Street, NW, Suite 800  
Washington, DC 20001  
Telephone: [REDACTED]  
Fax: [REDACTED]

"To attract, develop and retain a well-qualified and diverse workforce."

STATEMENT OF CONFIDENTIALITY: The information contained in this electronic message and any attachments to it are intended for exclusive use of the addressee(s) and may contain confidential or privileged information. If you are not the intended recipient, please notify the sender immediately and destroy all copies of this message and any attachments.

? Please consider the environment before printing this email.

-----Original Message-----

From: Webb, Rochelle (DOES)  
Sent: Tuesday, January 11, 2011 7:47 AM  
To: Banks, Judy (DCHR)  
Subject: Personal question

Is it frowned upon if a close relative works in your agency? My son has a BS in communications from Southern Methodist University and a MBA from University of Phoenix. I really want him to do public relations and Community Outreach for me, reporting to my Chief of Staff. Your candid opinion is appreciated.

Dr. Rochelle L. Webb  
Director (designate)  
Department of Employment Services  
Sent by my BlackBerry wireless

DOES has relocated to better serve you!  
Our new headquarters is located at 4058 Minnesota Avenue, NE, Washington, DC 20019, immediately adjacent to the Minnesota Avenue Metro Station on the Orange Line.  
[www.does.dc.gov](http://www.does.dc.gov)

-----

Preventing terrorism is everybody's business.  
If you SEE something, SAY something.  
Call the Metropolitan Police Department at (202) 727-9099 or email at [SAR@DC.GOV](mailto:SAR@DC.GOV) to report suspicious activity or behavior that has already occurred.  
Call 911 to report in-progress threats or emergencies.

To learn more, visit <http://www.mpdcc.gov/operationtipp>.

---

From: Banks, Judy (DCHR) [mailto: [REDACTED]]  
Sent: Tuesday, January 11, 2011 11:47 AM  
To: Harvey-Johnson, Laverne (DCHR)  
Subject: RE: Webb

I need to figure that out

Judy D. Banks  
Interim Director  
DC Department of Human Resources  
441 4th Street, NW, Suite 800  
Washington, DC 20001  
Telephone: [REDACTED]  
Fax: [REDACTED]

“To attract, develop and retain a well-qualified and diverse workforce.”

STATEMENT OF CONFIDENTIALITY: The information contained in this electronic message and any attachments to it are intended for exclusive use of the addressee(s) and may contain confidential or privileged information. If you are not the intended recipient, please notify the sender immediately and destroy all copies of this message and any attachments.

☐ Please consider the environment before printing this email.

From: Harvey-Johnson, Laverne (DCHR)  
Sent: Tuesday, January 11, 2011 11:39 AM  
To: Banks, Judy (DCHR)  
Subject: RE: Webb

Judy,

Brandon should be place in what agency?

LaVerne Harvey-Johnson  
Administrative Officer  
Office of the Director  
D.C. Department of Human Resources  
441 4th Street, NW Suite 850N  
Washington, DC 20001  
[REDACTED]

“To attract, develop and retain a well-qualified and diverse workforce.”

STATEMENT OF CONFIDENTIALITY: The information contained in this electronic message and any attachments to it are intended for exclusive use of the addressee(s) and may contain confidential or privileged information. If you are not the intended recipient, please notify the sender immediately and destroy all copies of this message and any attachments.

☐ Please consider the environment before printing this email.

Preventing terrorism is everybody's business.

If you SEE something, SAY something.

Call the Metropolitan Police Department at (202) 727-9099 or email at SAR@DC.GOV to report suspicious activity or behavior that has already occurred.

Call 911 to report in-progress threats or emergencies.

To learn more, visit <http://www.mpdcc.gov/operationtipp>.

Preventing terrorism is everybody's business.

If you SEE something, SAY something.

Call the Metropolitan Police Department at (202) 727-9099 or email at SAR@DC.GOV to report suspicious activity or behavior that has already occurred.

Call 911 to report in-progress threats or emergencies.

To learn more, visit <http://www.mpdcc.gov/operationtipp>.

From: Banks, Judy (DCHR)

Sent: Tuesday, January 11, 2011 11:07 AM

To: Harvey-Johnson, Laverne (DCHR)

Subject: Fw: Webb

---

From: Webb, Rochelle (DOES)

To: Banks, Judy (DCHR)

Sent: Tue Jan 11 08:15:06 2011

Subject: FW: Application for Director of Development

As we discussed,

Dr. Rochelle L. Webb

Director (designate)

Department of Employment Services

4058 Minnesota Avenue NE

Washington, DC 20019

Office- [REDACTED]

DOES has relocated to better serve you!

Our new headquarters is located at 4058 Minnesota Avenue, NE, Washington, DC 20019, immediately adjacent to the Minnesota Avenue Metro Station on the Orange Line.

[www.does.dc.gov](http://www.does.dc.gov)

---

Preventing terrorism is everybody's business.

If you SEE something, SAY something.

Call the Metropolitan Police Department at (202) 727-9099 or email at SAR@DC.GOV to report suspicious activity or behavior that has already occurred.

Call 911 to report in-progress threats or emergencies.

To learn more, visit <http://www.mpdcc.gov/operationtipp>.

From: Brandon Webb [REDACTED]

Sent: Monday, January 10, 2011 6:21 PM

My enclosed resume will includes information on my strong education background and my decade of exemplary work experience which includes:

- ? Working as a Director of admissions at EDMC
- ? Financial consultation in lending and investment advising.
- ? Retail management and merchandising work.

I am a believer in the role financial institutions play and wish to help the company improve client relationships while promoting the company in a positive way.

If you have any questions concerning my application or resume, please contact me at [REDACTED] or at [REDACTED] Thank you once again for taking the time to view my resume.

Brandon Webb  
Enrollment Counselor, Military Division

Ken Blanchard College of Business  
Grand Canyon University  
[REDACTED]

# **Exhibit 42**

**From:** McKinley, Erica (DCHR) [mailto: [REDACTED]]  
**Sent:** Friday, March 25, 2011 5:32 PM  
**To:** Cheh, Mary (COUNCIL)  
**Cc:** Banks, Judy (DCHR); Newman, Andrew (Council)  
**Subject:** Applicability of 5 U.S.C. § 3110

Ms. Cheh,

I have consulted with the Legal Counsel Division in the Office of the Attorney General for the District of Columbia and agree that the government of the District of Columbia is subject to 5 U.S.C. § 3110.

Erica Taylor McKinley

General Counsel

441 4th Street NW Room 320 South

Washington, D.C. 20001

[REDACTED] Telephone

[REDACTED] Cellular Phone

[REDACTED] Cellular Phone

[REDACTED] Facsimile

[REDACTED]



**"To attract, develop and retain a well-qualified and diverse workforce."**

[www.dchr.dc.gov](http://www.dchr.dc.gov)

CONFIDENTIALITY NOTICE

THIS MESSAGE IS BEING SENT BY OR ON BEHALF OF A LAWYER. IT IS INTENDED EXCLUSIVELY FOR THE INDIVIDUAL OR ENTITY TO WHICH IT IS ADDRESSED. THIS

COMMUNICATION MAY CONTAIN INFORMATION THAT IS PROPRIETARY, PRIVILEGED OR CONFIDENTIAL OR OTHERWISE LEGALLY EXEMPT FROM DISCLOSURE. IF YOU ARE NOT THE NAMED ADDRESSEE, YOU ARE NOT AUTHORIZED TO READ, PRINT, RETAIN, COPY OR DISSEMINATE THIS MESSAGE OR ANY PART OF IT. IF YOU HAVE RECEIVED THIS MESSAGE IN ERROR, PLEASE NOTIFY THE SENDER IMMEDIATELY BY E-MAIL AND DELETE ALL COPIES OF THE MESSAGE.

Join us at the

## **2011 State of the District Address**

**Presented by:**

**Mayor Vincent C. Gray**

Monday, March 28, 2011

Eastern Senior High School • 1700 East Capitol Street, NE

Doors open – 5:00 pm • Program begins – 6:45 pm

To learn more, visit [www.dc.gov](http://www.dc.gov)



# **Exhibit 43**

**From:** Wharton-Boyd, Linda (EOM)  
**To:** Patrick Madden <[REDACTED]>  
**Sent:** Thu Feb 10 22:34:02 2011  
**Subject:** RE: Question regarding new hires in the Gray Administration

See below

Linda Wharton Boyd, Ph.D

Director of Communications

Executive Office of the Mayor

1350 Pennsylvania Avenue, NW - Suite 310

Washington, DC 20004

[REDACTED] - office; (202) [REDACTED] - fax

[REDACTED]



***One City...One Government...One Voice***

**Preventing terrorism is everybody's business.**

If you SEE something, SAY something.

Call the Metropolitan Police Department at **(202) 727-9099** or email at [SAR@DC.GOV](mailto:SAR@DC.GOV) to report suspicious activity or behavior that has already occurred.

Call **911** to report in-progress threats or emergencies.

To learn more, visit <http://www.mpdcc.gov/operationtipp>.

**From:** Patrick Madden [mailto: [REDACTED]]  
**Sent:** Thursday, February 10, 2011 4:32 PM  
**To:** Wharton-Boyd, Linda (EOM)  
**Subject:** Question regarding new hires in the Gray Administration

Linda,

Looking at new hires in the Gray administration.

It appears that Lorraine Green's daughter ( Leslie ) and Gerri Mason Hall's son ( Nicholas ) were hired last month.

Leslie Greene, hired as a senior communications manager (OEM), on 1/3/11.

Nicholas C. hall, hired as a writer/editor (DPR), on 1/18/11.

Also, Lindsay Washington was hired as a producer in the Office of Cable and Television (1/18/11). She appears to be the daughter of Chief Judge Eric. T. Washington (DC Court of Appeals and the judge who swore Gray in at Inauguration).

Confirming this, I have a couple of questions...

(1) Given Mayor Gray's tough campaign stance against cronyism, nepotism, corruption, etc... and comments made during the censure of CM Marion Barry -- Did the mayor approve these hirings? **NO. He hires senior level managers and cabinet officials.** Does he stand by their hiring process? **YES, as long as the hiring was consistent with District government personnel rules and regulations.**

(2) Obviously a lot of children follow their parents into politics ( just look at the council ) but is there any concern about how this looks? The appearance? **NO. These young people, like so many others who have been hired in the Gray Administration, are bright, educated and talented with skills sets consistent with the positions for which they were selected. They were interviewed, met the qualifications and were selected because of what they offer and can bring to the government. They are the next generation of leaders and for some, District public servants.**

Thanks Linda, I know the Mayor is traveling to/from NYC. Any statement from the office or the mayor would be great as I am on deadline tonight.

Patrick Madden

[REDACTED]  
or  
[REDACTED]

# **Exhibit 44**

**From:** Hall, Gerri (EOM) [mailto: [REDACTED]]  
**Sent:** Friday, January 07, 2011 4:15 PM  
**To:** [REDACTED]  
**Subject:** Re: FYI

I got it but between explosions and cabinet mtg prep I did not plan to call before this evening. Since this is personal did not delegate

---

**From:** Lorraine Green < [REDACTED] >  
**To:** Hall, Gerri (EOM)  
**Sent:** Fri Jan 07 16:07:49 2011  
**Subject:** Fw: FYI

FYI

--- On **Fri, 1/7/11, Mike Brooks** < [REDACTED] > wrote:

From: Mike Brooks < [REDACTED] >  
Subject: FYI  
To: "Lorraine Green" < [REDACTED] >  
Date: Friday, January 7, 2011, 2:08 PM

Hey Miss Green,

I just wanted to inform you that I have reached out to Gerri by phone and email. I have not yet received a call or email from her yet, but I am sure that she is super busy. I also wanted to thank you again for all of your help (anytime I have needed it). Thanks!

Peyton M. Brooks  
[REDACTED]

# **Exhibit 45**

-----Original Message-----

From: Warrick, Quoinett (EOM) [mailto: [REDACTED]]  
Sent: Tuesday, January 18, 2011 3:38 PM  
To: Banks, Judy (DCHR)  
Subject: Re: Two New Employees

Who should they report to? They showed & staff didn't know what to do w/them except send them to Gerri's office.

Pls advise.

----- Original Message -----

From: Banks, Judy (DCHR)  
To: Warrick, Quoinett (EOM)  
Sent: Tue Jan 18 15:35:58 2011  
Subject: Re: Two New Employees

Both are special asistants in DMPED

----- Original Message -----

From: Warrick, Quoinett (EOM)  
To: 'gmasonhall@ [REDACTED]' < [REDACTED]> Banks, Judy (DCHR)  
Sent: Tue Jan 18 15:26:01 2011  
Subject: Fw: Two New Employees

Either of you know about these two staffers?

----- Original Message -----

From: Cuthrell, Sheila (EOM)  
To: Warrick, Quoinett (EOM); Kenner, Brian (EOM); Quigley Odom, Zelphia (EOM)  
Sent: Tue Jan 18 14:38:28 2011  
Subject: Two New Employees

Hey QW:

Per our conversation, the names of the two new employees are Darnetta Tyus and Peyton Brooks. Darnetta was placed on DMPED's payroll last week and Peyton came to our office today. Michael Scott from DCHR said that he has not issued their offer letters so we are unaware of what their capacity will be at DMPED. He recommended that we reach out to you. Please let us know what you can find out. Thanks for your help.  
Sheila Cuthrell | Operations Manager Government of the District of Columbia  
Office of the Deputy Mayor for  
Planning & Economic Development  
1350 Pennsylvania Ave, NW Suite 317 | Washington, DC 20004  
W [REDACTED] | F [REDACTED] | [REDACTED]

STATEMENT OF CONFIDENTIALITY: The information contained in this electronic message and any attachments to it are intended for the exclusive use of the addressee(s) and may contain confidential or privileged information. If you are not the intended recipient, please notify the sender immediately and destroy all copies of this message and any attachments.

Preventing terrorism is everybody's business.  
If you SEE something, SAY something.



Call the Metropolitan Police Department at (202) 727-9099 or email at SAR@DC.GOV to report suspicious activity or behavior that has already occurred.  
Call 911 to report in-progress threats or emergencies.

To learn more, visit <http://www.mpd.c.dc.gov/operationtipp>.

# **Exhibit 46**

----- Original Message -----

From: Hall, Gerri (EOM)  
To: Banks, Judy (DCHR)  
Cc: Hunter, Antonio (DSLBD); Hoskins, Victor (EOM)  
Sent: Tue Feb 08 23:35:26 2011  
Subject: FW: DSLBD - FTE Requests

Per discussions with Deputy Mayor Hoskins and Director Hunter, please effect the appropriate personnel action to detail the following employees at DMPED to DLSBD for a period of at least 6 mos.

Jacqueline (Jacqi) Glover - Business Development Specialist Payton (Michael) Brooks - Business Development Specialist Melissa Resil - interim Certification Manager

We would like for them to begin on February 14th. Please contact Antonio for additional information. Thank you

Regards,

Gerri  


Preventing terrorism is everybody's business.

If you SEE something, SAY something.

Call the Metropolitan Police Department at (202) 727-9099 or email at [SAR@DC.GOV](mailto:SAR@DC.GOV) to report suspicious activity or behavior that has already occurred.

Call 911 to report in-progress threats or emergencies.

To learn more, visit <http://www.mpdcc.dc.gov/operationtipp>.

# **Exhibit 47**

**From:** Banks, Judy (DCHR) [mailto: ]  
**Sent:** Friday, January 14, 2011 9:15 AM  
**To:** Harvey-Johnson, Laverne (DCHR)  
**Subject:** Fw: Offer Letter- Hall

\$55k writer-editor recreation

**Preventing terrorism is everybody's business.**  
If you SEE something, SAY something.

Call the Metropolitan Police Department at **(202) 727-9099** or email at [SAR@DC.GOV](mailto:SAR@DC.GOV) to report suspicious activity or behavior that has already occurred.

Call **911** to report in-progress threats or emergencies.

To learn more, visit <http://www.mpdcc.gov/operationtipp>.

---

**From:** Hall, Gerri (EOM)  
**To:** Banks, Judy (DCHR)  
**Sent:** Fri Jan 14 08:54:43 2011  
**Subject:** RE: Resume

resending

**From:** Banks, Judy (DCHR)  
**Sent:** Friday, January 14, 2011 8:53 AM  
**To:** Hall, Gerri (EOM)  
**Subject:** Re: Resume

And Nicholas??

---

**From:** Hall, Gerri (EOM)  
**To:** Banks, Judy (DCHR)  
**Sent:** Fri Jan 14 08:43:09 2011  
**Subject:** FW: Resume

**Preventing terrorism is everybody's business.**

If you SEE something, SAY something.

Call the Metropolitan Police Department at **(202) 727-9099** or email at [SAR@DC.GOV](mailto:SAR@DC.GOV) to report suspicious activity or behavior that has already occurred.

Call **911** to report in-progress threats or emergencies.

To learn more, visit <http://www.mpdcc.dc.gov/operationtipp>.

**From:** Mikelle DeVillier [mailto: ]  
**Sent:** Friday, January 14, 2011 8:40 AM  
**To:** Hall, Gerri (EOM)  
**Subject:** Resume

Gerri,

Please find the attached resume. Should you need any additional information please contact me.

Mikelle

# **Exhibit 48**

-----Original Message-----

From: Banks, Judy (DCHR) [mailto: [REDACTED]]  
Sent: Friday, January 14, 2011 8:37 PM  
To: Jesus.Aquirre@dc.gov  
Cc: Hall, Gerri (EOM)  
Subject: Excepted Service Appts

Please expect Nicholas Hall-Writer Editor and Cherita Whiting - Staff Assistant to DCPR on Tuesday. I had an excellent with Mr Lutz and your union president this morning. Your AFGE membership fully supports your continuation as Director and I asked them to put their support in writing to the Mayor.

Preventing terrorism is everybody's business.

If you SEE something, SAY something.

Call the Metropolitan Police Department at (202) 727-9099 or email at SAR@DC.GOV to report suspicious activity or behavior that has already occurred.

Call 911 to report in-progress threats or emergencies.

To learn more, visit <http://www.mpd.cdc.gov/operationtipp>.



# **Exhibit 49**

-----Original Message-----

From: Banks, Judy (DCHR) [mailto: [REDACTED]]  
Sent: Tuesday, January 11, 2011 7:36 AM  
To: Webb, Rochelle (DOES)  
Subject: Re: Direct line

Thanks so much, Rochelle.

Trying to finalize Leroy Ellis' appt today as Special Asst to you @ \$105k. This is my understanding from his conversation with Lisa on yesterday, please confirm at your earliest.

----- Original Message -----

From: Webb, Rochelle (DOES)  
To: Banks, Judy (DCHR)  
Sent: Mon Jan 10 22:06:13 2011  
Subject: Direct line

As promised, my direct line is [REDACTED]

Rochelle

Dr. Rochelle L. Webb  
Director (designate)  
Department of Employment Services  
Sent by my BlackBerry wireless

DOES has relocated to better serve you!  
Our new headquarters is located at 4058 Minnesota Avenue, NE, Washington, DC 20019, immediately adjacent to the Minnesota Avenue Metro Station on the Orange Line.  
[www.does.dc.gov](http://www.does.dc.gov)

-----  
Preventing terrorism is everybody's business.

If you SEE something, SAY something.

Call the Metropolitan Police Department at (202) 727-9099 or email at [SAR@DC.GOV](mailto:SAR@DC.GOV) to report suspicious activity or behavior that has already occurred.

Call 911 to report in-progress threats or emergencies.

To learn more, visit <http://www.mpdc.dc.gov/operationtipp>.

---

**From:** Webb, Rochelle (DOES)  
**To:** Banks, Judy (DCHR)  
**Sent:** Tue Jan 11 07:40:00 2011  
**Subject:** Re: Leroy Ellis Resume

Yes, proceed.

Dr. Rochelle L. Webb  
Director (designate)  
Department of Employment Services  
Sent by my BlackBerry wireless

**DOES has relocated to better serve you!**

Our new headquarters is located at 4058 Minnesota Avenue, NE, Washington, DC 20019, immediately adjacent to the Minnesota Avenue Metro Station on the Orange Line.  
[www.does.dc.gov](http://www.does.dc.gov)

---

**Preventing terrorism is everybody's business.**

If you SEE something, SAY something.

Call the Metropolitan Police Department at **(202) 727-9099** or email at [SAR@DC.GOV](mailto:SAR@DC.GOV) to report suspicious activity or behavior that has already occurred.

Call **911** to report in-progress threats or emergencies.

To learn more, visit <http://www.mpdcc.gov/operationtipp>.

---

**From:** Banks, Judy (DCHR)  
**To:** Webb, Rochelle (DOES)  
**Sent:** Tue Jan 11 07:39:26 2011  
**Subject:** Fw: Leroy Ellis Resume

Last line of email, I am ok if you are ok, please advise.

**Preventing terrorism is everybody's business.**

If you SEE something, SAY something.

Call the Metropolitan Police Department at **(202) 727-9099** or email at [SAR@DC.GOV](mailto:SAR@DC.GOV) to report suspicious activity or behavior that has already occurred.

Call **911** to report in-progress threats or emergencies.

To learn more, visit <http://www.mpdcc.dc.gov/operationtipp>.

---

**From:** leroy <[REDACTED]>  
**To:** Banks, Judy (DCHR)  
**Sent:** Mon Jan 10 22:24:52 2011  
**Subject:** Attached Resume and Old Org Chart

Judy, I really appreciate your taking the time to speak with me earlier this evening. You were correct, there has been a level of miscommunication. As a result I, not Howard, sort to find me a position. Howard was only the messenger to you. I also recognize that it has been quite some time since I have worked in government and the laws and regulations governing the programs under Employment and Training have changed. Director Webb should have the very best and brightest on her staff to help run the department. my specific knowledge of the regulations and laws governing Employment and Training programs are not fully current, but my administrative and managerial skills are still very strong and I feel I can offer assistance in some areas that are not affected by the regulations of programs that are in direct service to the citizens. To give you an idea of what I was thinking, I have attached an old organizational Chart showing the three deputy positions, I circled the one that I could easily Manage with a high level of effectiveness and efficiency. I recognize the department is being re-organized, but the functions under the Operation Division will still exist. If possible I would like to be involved with the management of that area. My salary request is 125,000.00.

# **Exhibit 50**

**From:** leroy [mailto: [REDACTED]]  
**Sent:** Tuesday, January 11, 2011 9:58 AM  
**To:** Banks, Judy (DCHR)  
**Subject:** RE: Attached Resume and Old Org Chart

Ok, Thanks a lot. Leroy

**From:** Banks, Judy (DCHR) [mailto: [REDACTED]]  
**Sent:** Tuesday, January 11, 2011 9:53 AM  
**To:** 'leroy@ [REDACTED]'  
**Subject:** Re: Attached Resume and Old Org Chart  
**Importance:** High

No option on this. As a special asst she can move you to another position that oes NOT require residency when the freeze is lifted.

---

**From:** leroy < [REDACTED]>  
**To:** Banks, Judy (DCHR)  
**Sent:** Tue Jan 11 09:45:25 2011  
**Subject:** RE: Attached Resume and Old Org Chart

Judy, thanks for your attention to this matter . I only have one concern, the residency requirements in 6 months. Is it the position or the salary range or both that causes that requirement to be imposed. I need more information or your personal advice, I own a home in Silver Spring and need to determine the financial impact. Again, thanks for your assistance

**From:** Banks, Judy (DCHR) [mailto: [REDACTED]]  
**Sent:** Tuesday, January 11, 2011 8:13 AM  
**To:** 'leroy@ [REDACTED]'  
**Subject:** Re: Attached Resume and Old Org Chart  
**Importance:** High

Dr. Webb concurs with your request of \$125. You should receive offer letter before noon. DC residency required within 6 months.

**Preventing terrorism is everybody's business.**

If you SEE something, SAY something.

Call the Metropolitan Police Department at **(202) 727-9099** or email at [SAR@DC.GOV](mailto:SAR@DC.GOV) to report suspicious activity or behavior that has already occurred.

Call **911** to report in-progress threats or emergencies.

To learn more, visit <http://www.mpd.cdc.gov/operationtipp>.

---

**From:** leroy <[REDACTED]>  
**To:** Banks, Judy (DCHR)  
**Sent:** Mon Jan 10 22:24:52 2011  
**Subject:** Attached Resume and Old Org Chart

Judy, I really appreciate your taking the time to speak with me earlier this evening. You were correct, there has been a level of miscommunication. As a result I, not Howard, sort to find me a position. Howard was only the messenger to you. I also recognize that it has been quite some time since I have worked in government and the laws and regulations governing the programs under Employment and Training have changed. Director Webb should have the very best and brightest on her staff to help run the department. my specific knowledge of the regulations and laws governing Employment and Training programs are not fully current, but my administrative and managerial skills are still very strong and I feel I can offer assistance in some areas that are not affected by the regulations of programs that are in direct service to the citizens. To give you an idea of what I was thinking, I have attached an old organizational Chart showing the three

deputy positions, I circled the one that I could easily Manage with a high level of effectiveness and efficiency. I recognize the department is being re-organized, but the functions under the Operation Division will still exist. If possible I would like to be involved with the management of that area. My salary request is 125,000.00.



# **Exhibit 51**

---

---

# LEROY A. ELLIS

---

---

## SUMMARY OF QUALIFICATIONS

---

Focused management executive with extensive experience in business development, project management and marketing. Expertise in team leadership, strategic planning, and customer relations. Demonstrated ability to analyze problems and institute highly successful solutions. Offers a solid background in management and supervision.

## PROFESSIONAL EXPERIENCE

---

PEMBROKE WEST ASSOCIATES, INC. – *Washington, D.C.*

1991 – 2009

### ***Director, Program Development***

Managed the marketing operations for this full service promotional marketing firm. This included client relations and team leadership. Established strategic, integrated marketing plans and initiatives for private corporations, government agencies, trade associations and public interest organizations in the Washington, D.C. Metropolitan area. Managed five sales executives and support staff. Increased annual revenue from \$350,000 to \$2 million by expanding association industry client base.

- Secured a three year renewable contract with DC Government's DC Supply Schedule with a minimum amount of \$250,000 per year and successfully surpassed that amount.
- Effectively trained, mentored and managed personnel in client needs analysis, selling strategies and campaign development. Efforts resulted in 66% increase in individual sales volume over two years.
- Successfully coordinated with customers, management, internal departments and vendors to drive overall marketing strategies and meet corporate goals.

SUNSET SPECIALTIES & PROMOTIONS, INC. – *Washington, D.C.*

1982 – 1990

### ***President***

Established the first minority owned branded corporate gifts company in the Washington, DC Metropolitan area to lead a team of marketing representatives in product sales. Served as company representative with corporate clients to introduce mission, convey commitment to excellence and build strong relationships.

- Fueled 34% increase in sales by recruiting account representatives to establish a new telemarketing division.
- Developed relationships with Presidential, Senatorial and Congressional campaigns through high impact marketing that offered complete range of branded products.
- Designed incentive programs that in some cases resulted in a 20% decrease in absenteeism, 15% reduction in injuries, and 32% increase in employee retention.

DISTRICT OF COLUMBIA GOVERNMENT – *Washington, D.C.*

1981 – 1982

### ***Employment and Training Program***

#### ***Assistant to Director***

Provided assistance in policy development and writing proposals for submission to the regional Office of the Department of Labor. Designed and implemented the initial operating program for Displaced Workers. Monitored several large sub-contracts.

---

---

# LEROY A. ELLIS

---

---

MONTGOMERY COUNTY GOVERNMENT – ROCKVILLE, MARYLAND  
***Deputy Director***

***1974 – 1981***

In conjunction with the Director and the Chief Planner, assisted in the design of the county's master plan for providing employment services to county residents. Specifically responsible for the implementation and the daily operation, which included Employment and Training, Public Service Employment, Youth Employment and the Displaced Worker Program.

MONTGOMERY COUNTY GOVERNMENT – ROCKVILLE, MARYLAND  
***Director, Community Action Program***

***1973 – 1974***

Responsible for developing policies and programs that provided specific services to the socially and economically disadvantaged citizens of the county. These programs included Head Start, Employment, Transportation and Health Services.

MONTGOMERY COUNTY GOVERNMENT – ROCKVILLE, MARYLAND  
***Community Action Program  
Coordinator, Employment Program***

***1971 – 1973***

Designed and operated programs to meet the need of the economically disadvantaged citizens of the county.

---

## EDUCATION

---

VIRGINIA STATE UNIVERSITY- PETERSBURG, VIRGINIA  
***Bachelor of Science Degree - 1966***

# **Exhibit 52**

---

**From:** leroy <[REDACTED]>  
**To:** Banks, Judy (DCHR)  
**Sent:** Mon Jan 10 22:24:52 2011  
**Subject:** Attached Resume and Old Org Chart

Judy, I really appreciate your taking the time to speak with me earlier this evening. You were correct, there has been a level of miss-communication. As a result I, not Howard, sort to find me a position. Howard was only the messenger to you. I also recognize that it has been quite some time since I have worked in government and the laws and regulations governing the programs under Employment and Training have changed. Director Webb should have the very best and brightest on her staff to help run the department. my specific knowledge of the regulations and laws governing Employment and Training programs are not fully current, but my administrative and managerial skills are still very strong and I feel I can offer assistance in some areas that are not affected by the regulations of programs that are in direct service to the citizens. To give you an idea of what I was thinking, I have attached an old organizational Chart showing the three deputy positions, I circled the one that I could easily Manage with a high level of effectiveness and efficiency. I recognize the department is being re-organized, but the functions under the Operation Division will still exist. If possible I would like to be involved with the management of that area. My salary request is 125,000.00.

# **Exhibit 53**

-----Original Message-----

From: Webb, Rochelle (DOES) [mailto: [REDACTED]]  
Sent: Tuesday, January 11, 2011 7:40 AM  
To: Banks, Judy (DCHR)  
Subject: Re: Direct line

Yes, Lorraine sent him to me so he must be good.

Apparently, I might get a couple more than the campaign and I also have a couple more coming from AZ.

Dr. Rochelle L. Webb  
Director (designate)  
Department of Employment Services  
Sent by my BlackBerry wireless

----- Original Message -----

From: Banks, Judy (DCHR)  
To: Webb, Rochelle (DOES)  
Sent: Tue Jan 11 07:35:31 2011  
Subject: Re: Direct line

Thanks so much, Rochelle.

Trying to finalize Leroy Ellis' appt today as Special Asst to you @ \$105k. This is my understanding from his conversation with Lisa on yesterday, please confirm at your earliest.

----- Original Message -----

From: Webb, Rochelle (DOES)  
To: Banks, Judy (DCHR)  
Sent: Mon Jan 10 22:06:13 2011  
Subject: Direct line

As promised, my direct line is [REDACTED]

Rochelle

Dr. Rochelle L. Webb  
Director (designate)  
Department of Employment Services  
Sent by my BlackBerry wireless

DOES has relocated to better serve you!  
Our new headquarters is located at 4058 Minnesota Avenue, NE, Washington, DC 20019, immediately adjacent to the Minnesota Avenue Metro Station on the Orange Line.  
[www.does.dc.gov](http://www.does.dc.gov)

-----  
Preventing terrorism is everybody's business.

If you SEE something, SAY something.

Call the Metropolitan Police Department at (202) 727-9099 or email at [SAR@DC.GOV](mailto:SAR@DC.GOV) to report suspicious activity or behavior that has already occurred.

Call 911 to report in-progress threats or emergencies.

To learn more, visit <http://www.mpdc.dc.gov/operationtipp>.

# **Exhibit 54**



## MAYORAL CABINET APPOINTMENTS -SALARY COMPARISON

FENTY		Fenty Salary	GRAY		Gray Salary	Diference Fenty/Gray	Gray - RevisedSalary
Jesus Aguirre	Director, DPR	\$164,129	Jesus Aguirre	Interim Director, DPR	\$164,129	-0-	\$164,129
Pierre Vigilance	Director, Dept. of Health	\$179,096	Mohammad Akhter	Director, Dept. of Health	\$180,000	\$904.00	\$179,096
Lucinda Babers	Director, DMV	\$148,390	Lucinda Babers	Director, DMV	\$148,390	-0-	\$148,390
Brender Gregory	Director, DCHR	\$166,975	Judy Banks	Interim Director, DCHR	\$180,000	\$13,025	\$179,096
Steve Baron	Director, DMH	\$177,650	Steve Baron	Director, DMH	\$177,650	0	\$177,650
Gabe Klein	Director, DOT	\$150,000	Terry Bellamy	Interim Director, DOT	\$143,000	(\$7,000)	\$143,000
Naomi Shelton	Director, Office of the Secretary	\$100,000	Cynthia Brock-Smith	Director, Office of the Secretary	\$140,000	\$40,000	\$140,000
Natasha Campbell	Director, OLRCB	\$137,500	Natasha Campbell	Director, OLRCB	\$137,500	0	\$137,500
Patrick Canavan	Chief Executive Officer, St. Elizabeth Hospital @ Mental Health	\$157,976	Patrick Canavan	Chief Executive Officer, St. Elizabeth Hospital @ Mental Health	\$157,976	0	\$157,976
Clarence Carter	Director, DHS	\$165,200	Deborah Carroll	Interim Director, DHS	\$131,221	(\$33,979)	\$131,221
Erica Easter	Director, Boards and Commissions	\$95,000	Ronald Collins	Director, Boards of Commissions	\$118,000	\$36,000	\$118,000
Ginnie Cooper	Executive Director	\$188,044	Ginnie Cooper	Executive Director	\$188,044	0	\$188,044
Veronica Washington	Executive Assistant to the Mayor	\$107,000	Jason Cross	Executive Assistant to the Mayor	\$80,000	(\$27,000)	\$80,000
Dennis Rubin	Fire Chief, FEMS	\$187,302	Kenneth Ellerbe	Fire Chief, FEMS	\$187,302	0	\$187,302
Tracy Sandler	Director, Serve DC	\$100,000	Patricia Evans	Director, Serve DC	\$112,000	\$12,000	\$112,000
Christopher Taylor	Director	\$100,000	Francisco Fimbres	Director, Office of Community Relations	\$93,000	(\$7,000)	\$93,000
Chip Richardson	General Counsel	\$128,000	Brian Flowers	General Counsel	\$165,000	\$37,000	\$165,000
Natwar Gandhi	Chief Financial Officer	\$199,700	Natwar Gandhi	Chief Financial Officer	\$199,700	0	\$199,700
Roque Gerald	Director, CFSA	\$170,000	Roque Gerald	Interim Director, CFSA	\$170,000	0	\$170,000
Sarah Latterner	Director, Community Affairs (EOM)	\$110,000	Stephen Glaude	Director, Community Affairs (EOM)	\$130,000	\$20,000	\$130,000
Merva Bushlin	Budget Director, EOM	\$115,000	Eric Goulet	Budget Director, EOM	\$152,240	\$37,240	\$152,240
			Warren Graves	Chief of Staff	\$195,000	0	\$193,125
Carrie Kohn	Chief of Staff to the Mayor	\$160,000	Gerri Hall	Chief of Staff to the Mayor	\$200,000	\$40,000	\$193,125
Robin-Eve Jasper	Director, Dept. Real Estate Services (DRES)	\$165,000	Brian Hanlon	Interim Director, DRES	\$152,686	(\$12,314)	\$152,686
Allen Lew	Director, Public Education Facilities Modernization	\$275,000	Ollie Harper, Jr.	Public Education Facilities Modernization	\$185,000	(\$90,000)	\$185,000
Michelle Rhee	Chancellor, DCPS	\$275,000	Kaya Henderson	Chancellor, DCPS	\$275,000	0	\$275,000
Devon Brown	Director, DOC	\$172,425	Thomas Hoey	Interim Director, DOC	\$133,712	(\$38,713)	\$133,712
Valerie Santos	Deputy Mayor for Planning & Economic Development	\$180,000	Victor Hoskins	Dep. Mayor for Planning & Economic Development	\$180,000	0	\$179,096
William Howland	Director, DPW	\$155,573	William Howland	Director, DPW	\$155,573	0	\$155,573
Lee Smith	Director, DSLBD	\$150,000	Antonio Hunter	Director, DSLBD	\$150,000	0	\$150,000
Bridget Davis	Director, Office of Policy and Legislative Affairs	\$120,000	Janene Jackson	Director, Office of Policy and Legislative Affairs	\$130,000	\$10,000	\$130,000

FENTY		Fenty Salary	GRAY		Gray Salary	Diference Fenty/Gray	Gray - Update Salary
Janice Quintana	Director, OUC	\$143,018	Teddy Kavaleri	Director, OUC	\$127,886	(\$15,132)	\$127,886
Soohyun Koo	Director, Asian&Pacific Islander Affairs	\$107,635	Soohyun Koo	Director, Asian&Pacific Islander Affairs	\$107,635	0	\$107,635
Cathy Lanier	Chief of Police, MPD	\$219,754.00	Cathy Lanier	Chief of Police, MPD	\$230,743*	\$10,989	\$230,743*
Kelly Valentine	Director, RISK Mgmt.	\$147,848	Phillip Lattimore, III	Director, RISK Mgmt.	\$148,000	\$152 00	\$148,000
Neil Albert	City Administrator	\$225,000	Allen Lew	City Administrator	\$295,000	\$70,000	\$295,000
Elizabeth Colleye	State Superintendent of Education	\$170,000	Hosanna Mahaley	State Superintendent of Education	\$185,000	\$15,000	\$179,096
Linda Argo	Director, DCRA	\$150,000	Nicholas Majett	Director, DCRA	\$150,000	0	\$150,000
Brian Sivak	Chief Technology Officer (OCTO)	\$170,000	Robert Mancini	Chief Technology Officer (OCTO)	\$152,686	(\$17,314)	\$152,686
Fred Moosally	Director, ABRA	\$146,775	Fred Moosally	Director, ABRA	\$146,775	0	\$146,775
Peter Nickles	Attorney General	\$175,000	Irvin Nathan	Attorney General	\$180,000	\$5,000	\$179,096
			Ganayswaran Nathan	Deputy Director for Medicaid	\$150,000	0	\$150,000
Ngozi Nmezi	Director, African Affairs	\$92,700	Ngozi Nmezi	Interim Director, African Affairs	\$92,700	0	\$92,700
Laura Nuss	Acting Director, DDS	\$170,000	Laura Nuss	Acting Director, DDS	\$170,000	0	\$170,000
Maria Lemp	Director, OLA	\$109,725	Roxanna Olivas	Director, OLA	\$109,725	0	\$109,725
Derek Orr	Director, Disability Rights	\$133,000	Derek Orr	Director, Disability Rights	\$133,000	0	\$133,000
			Beatriz Otero	Deputy Mayor for Health and Human Services	\$185,000	0	\$185,000
Kathy Etemad-hollinger	Director, Motion Picture	\$150,000	Crystal Palmer	Motion Picture & TV Development	\$150,000	0	\$150,000
Nnemdi-Kamanu Elias	Acting Director, HIV/AIDS	\$164,800	Dr. Pappas	Director, HIV/AIDS	\$164,800	0	\$164,800
Marie Pierre-Louis	Chief Medical Examiner	\$185,000	Marie Pierre-Louis	Chief Medical Examiner	\$185,000	0	\$185,000
			Paul Quander	Deputy Mayor for Public Safety and Justice	\$185,000	0	\$185,000
Christopher Dyer	Director, GBLT	\$94,050	Jeffrey Richardson	Director, GBLT	\$94,050	0	\$94,050
Eric Richardson	Director, OCT	\$130,625	Eric Richardson	Director, OCT	\$130,625	0	\$130,625
Jeff Ross	Interim Ombudsman	\$150,000	Jeff Ross	Interim Ombudsman	\$150,000	0	\$150,000
Gloria Nauden	Director, DDCAH	\$139,000	Ayris Scales	Interim Director, DDCAH (MSS)	\$103,000	(\$36,000)	\$103,000
Allen L. Sessoms	President, UDC	\$295,000	Allen L. Sessoms	President, UDC	\$295,000	0	\$295,000
Robert Hildrum	Acting Director, DYRS	\$145,000	Neil Stanley	Interim Director, DYRS	\$140,000	(\$5,000)	\$140,000
David Gragan	Director,	\$164,129	James Staton, Jr.	Director, OCP	\$164,000	0	\$164,000
Leon Swain	Chairperson, Taxicab	\$117,000	Leon Swain	Chairperson, Taxicab	\$117,000	0	\$117,000
Herman Odom, Jr.	Director, Ex-Offender Affairs	\$85,284	Charles Thornton	Director, Ex-Offender Affairs	\$90,000	\$4,716	\$90,000
Dr. Clarence Brown	Director, DCOA	\$147,345	John Thompson	Acting Director, DCOA	\$147,345	0	\$147,345
Harriet Tregoning	Director, Office of Planning	\$143,018	Harriet Tregoning	Director, Office of Planning	\$143,018	0	\$143,018
Lela Edmonds	Director, DHCD	\$149,435	Robert Trent	Interim Director, DHCD	\$132,757	(\$16,678)	\$132,757
Christopher Tulou	Director, DDOE	\$160,000	Christopher Tulou	Interim Director, DDOE	\$160,000	0	\$160,000
Julie Hudman	Director, Health Care Finance	\$160,000	Wayne Turnage	Director, Health Care Finance	\$180,000	\$20,000	\$179,096
Gustavo Velasquez	Director, OHR	\$143,018	Gustavo Velasquez	Director, OHR	\$143,018	0	\$143,018
Mary Oates Walker	Chief Administrative Law Judge	\$150,000	Mary Oates Walker	Chief Administrative Law Judge	\$150,000	0	\$150,000
Joseph Walsh	Director, Dept. of Employment Services	\$160,000	Rochelle Webb	Director, Dept. of Employment Services	\$165,000	\$5,000	\$165,000
Millicent W. West	Director, HSEMA	\$165,000	Millicent W. West	Interim Director, HSEMA	\$165,000	0	\$165,000
Mafara Hobson	Communications Director	\$120,000	Linda Wharton-Boyd	Communications Director	\$160,000	\$40,000	\$160,000
Gennet Purcell	Superintendent of Banking	\$150,000	William White	Superintendent of Banking	\$150,000	0	\$150,000
Charles Willoughby	Inspector General (OIG)	\$159,885	Charles Willoughby	Inspector General (OIG)	\$159,885	0	\$159,885
Victor Reinoso	Deputy Mayor for Education	\$182,875	De'Shawn Wright	Deputy Mayor for Education	\$180,000	(\$2,875)	\$179,096

# **Exhibit 55**

**From:** Banks, Judy (DCHR) [mailto: [REDACTED]]  
**Sent:** Thursday, February 03, 2011 7:06 AM  
**To:** eacriden@ [REDACTED]  
**Subject:** Re: Fwd: The Job

The "they" is the Mayor's chief of staff and she told me last night the salary was capped at 150, when you asked for 165. I can compromise at 160.

---

**From:** eacriden@ [REDACTED] < [REDACTED]>  
**To:** Banks, Judy (DCHR)  
**Sent:** Wed Feb 02 23:52:57 2011  
**Subject:** Fwd: The Job

FYI

-----Original Message-----  
**From:** eacriden@ [REDACTED]  
**To:** WTurn1958@ [REDACTED]  
**Sent:** Wed, Feb 2, 2011 11:51 pm  
**Subject:** Re: The Job

Thanks Wayne. I imagine that there is a lot to discover and uncover.

As I recall, I think in our discussion you told me that there was at least one person on the team that may now be reporting to Brenda who was making 151K. With the scope of responsibility I will have in the role of Deputy Director/Medicaid Director, I cannot believe that the salary I am requesting cannot be justified. If you look at the scope of responsibility and span of control for this position, it is certainly a more burdened position than the other directors. Would they consider using the Senior Deputy Title to justify the salary. Also, can you send me a summary or description of the benefit package. Who is the "they" that is involved in the discussions?

On the "coming in clean" verbiage, are they talking about contracts that are related to DC Medicaid or are they talking about any contracts.

The combination of a reduced salary and no ability to make up some of the difference is a hard one. I will have some increased expenses that I do not have now--commuting and parking alone will add hundreds to my expenses--commuting now is wrapped into my rate and therefore paid by my clients.

I am out of town tomorrow and Friday, but what time works for you to talk. It can be in the evening.

-----Original Message-----

From: [WTurn1958@](mailto:WTurn1958@) [REDACTED]

To: [eacriders@](mailto:eacriders@) [REDACTED]

Sent: Wed, Feb 2, 2011 10:50 pm

Subject: The Job

Hello Elaine:

I'm just getting in from work -- go figure...two days on the job and two 13 hour days -- but wanted to bring you up to speed on my conversations with the Mayor's office. Did not want to call you so late.

The Mayor's office would love to have you come to work as the Deputy Director/Medicaid Director but they would like you to come in clean -- no contracts -- and of course would be willing to give you the needed time to make this happen in an orderly fashion.

I discussed salary and they have approved an offer of \$155k. I explained the hit you were taking and provided your range of interest \$165k to \$175. I also provided the existing data on salaries for Human Service deputies which top out at \$150k. All agree that to go higher would set you apart as an outlier.

Let's talk on Thursday.

WT

# **Exhibit 56**

**From:** Hall, Gerri (EOM) [mailto: ]  
**Sent:** Thursday, March 10, 2011 1:19 PM  
**To:** Banks, Judy (DCHR)  
**Cc:** Lew, Allen (EOM)  
**Subject:** RE: Request for Personnel Action: Ollie Harper, Interim Director

Allen and I have discussed. All salaries must be within salary cap. Pls confirm that this is an Executive (\$179 cap) and not Excepted position (\$193 cap). Allen will then determine next steps.

**From:** Banks, Judy (DCHR)  
**Sent:** Wednesday, March 09, 2011 9:27 AM  
**To:** Hall, Gerri (EOM)  
**Subject:** Fw: Request for Personnel Action: Ollie Harper, Interim Director

This has the Mayor's approval?

---

**From:** Robinson, Andrea M. (OPEFM)  
**To:** Banks, Judy (DCHR)  
**Sent:** Wed Mar 09 09:20:32 2011  
**Subject:** Request for Personnel Action: Ollie Harper, Interim Director

Judy:

Yesterday, Allen signed off on both the form 52 and Personnel Authorization for the appointment and salary adjustment of Ollie Harper, Interim Director of OPEFM. Effective 1/2/2011.

See attached forms and the Administrative Issuance.

Let me know if anything else is required.

Thanks,

*Andrea Robinson, MS, SPHR*

Human Resources Manager

Office of Public Education Facilities Modernization (OPEFM or School Construction Office)

2400 East Capital, SE

Lot 4, Gate F, 4th Floor

Washington, DC 20003

██████████ (office)

(202) ██████████ (cell)

(202) ██████████ (fax)

**Preventing terrorism is everybody's business.**

If you SEE something, SAY something.

Call the Metropolitan Police Department at **(202) 727-9099** or email at [SAR@DC.GOV](mailto:SAR@DC.GOV) to report suspicious activity or behavior that has already occurred.

Call **911** to report in-progress threats or emergencies.

To learn more, visit <http://www.mpdcc.gov/operationtipp>.



# **Exhibit 57**

---

**From:** Robinson, Andrea M. (OPEFM)  
**Sent:** Tuesday, January 04, 2011 5:01 PM  
**To:** Bond, Johnetta (OCFO); Lacour, Chris (OCFO)  
**Cc:** Lew, Allen (EOM); Graves, Warren (EOM); Burrell, Scott (EOM)  
**Subject:** FY09 Employment Bonus - Allen Y. Lew

Johnetta / Chris:

Attached, please find the FY09 Employment Bonus request for Allen Y. Lew in the amount of \$68,750.00. In his offer letter (also attached), Allen Y. Lew was eligible for an annual incentive bonus not-to-exceed 25% of his base pay of \$275,000.00 per year (or \$68,750.00). The incentive bonus was comprised of a 10% (\$27,500.00) performance component ("Performance Bonus") and a 15% (\$41,250.00) hard-to-fill position component ("Hard-to-Fill Bonus").

In addition to and in support of this request, we are providing the following supporting documentation (attachments):

1. his offer letter which details the signing and employment bonuses
2. approval memo signed by Mayor Adrian Fenty on 12/29/2010
3. email verification of the OPEFM funding availability and setaside.

Thanks,

*Andrea Robinson, MS, SPHR*

Human Resources Manager

Office of Public Education Facilities Modernization (OPEFM or School Construction Office)

2400 East Capital, SE

Lot 4, Gate F, 4th Floor

Washington, DC 20003

██████████ (office)

(202) ██████████ (cell)

(202) ██████████ (fax)

**Preventing terrorism is everybody's business.**

If you SEE something, SAY something.

Call the Metropolitan Police Department at **(202) 727-9099** or email at [SAR@DC.GOV](mailto:SAR@DC.GOV) to report suspicious activity or behavior that has already occurred.

Call **911** to report in-progress threats or emergencies.

To learn more, visit <http://www.mpd.cdc.gov/operationtipp>.

# **Exhibit 58**

**From:** Banks, Judy (DCHR) [mailto: [REDACTED]]  
**Sent:** Tuesday, February 01, 2011 1:49 PM  
**To:** Bond, Johnetta (OCFO)  
**Cc:** Lacour, Chris (OCFO); Hall, Gerri (EOM)  
**Subject:** Re:

Thank you

---

**From:** Bond, Johnetta (OCFO)  
**To:** Banks, Judy (DCHR)  
**Cc:** Lacour, Chris (OCFO)  
**Sent:** Tue Feb 01 12:43:57 2011  
**Subject:** FW:

Hi: This is to confirm your verbal authorization to payout the bonus for Mr. Lew. Attached are the supporting documentation we received. We will submit for Friday's off-cycle payroll, 2/4/11.

*Johnetta B. Bond, Director*  
*Office of Pay and Retirement Services*  
*441 4th Street, NW, Suite 400S*  
*Washington, DC 20001*  
[REDACTED] *phone*  
[REDACTED] *fax*

**From:** Lacour, Chris (OCFO)  
**Sent:** Tuesday, February 01, 2011 12:46 PM  
**To:** Bond, Johnetta (OCFO)  
**Subject:** FW: FY09 Employment Bonus - Allen Y. Lew  
**Importance:** High

---

**From:** Lacour, Chris (OCFO)  
**Sent:** Monday, January 24, 2011 12:30 PM  
**To:** Banks, Judy (DCHR)  
**Subject:** FW: FY09 Employment Bonus - Allen Y. Lew  
**Importance:** High

Judy

As per your request, this was sent via email, it has 4 attachments so you will have to be at a PC to print.

Chris

---

**From:** Robinson, Andrea M. (OPEFM)  
**Sent:** Tuesday, January 04, 2011 5:01 PM  
**To:** Bond, Johnetta (OCFO); Lacour, Chris (OCFO)  
**Cc:** Lew, Allen (EOM); Graves, Warren (EOM); Burrell, Scott (EOM)  
**Subject:** FY09 Employment Bonus - Allen Y. Lew  
**Importance:** High

Johnetta / Chris:

Attached, please find the FY09 Employment Bonus request for Allen Y. Lew in the amount of \$68,750.00. In his offer letter (also attached), Allen Y. Lew was eligible for an annual incentive bonus not-to-exceed 25% of his base pay of \$275,000.00 per year (or \$68,750.00). The incentive bonus was comprised of a 10% (\$27,500.00) performance component ("Performance Bonus") and a 15% (\$41,250.00) hard-to-fill position component ("Hard-to-Fill Bonus").

In addition to and in support of this request, we are providing the following supporting documentation (attachments):

1. his offer letter which details the signing and employment bonuses
2. approval memo signed by Mayor Adrian Fenty on 12/29/2010

3. email verification of the OPEFM funding availability and setaside.

Thanks,

*Andrea Robinson, MS, SPHR*

Human Resources Manager

Office of Public Education Facilities Modernization (OPEFM or School Construction Office)

2400 East Capital, SE

Lot 4, Gate F, 4th Floor

Washington, DC 20003

██████████ (office)

(202) ██████████ (cell)

(202) ██████████ (fax)

**Preventing terrorism is everybody's business.**

If you SEE something, SAY something.

Call the Metropolitan Police Department at **(202) 727-9099** or email at [SAR@DC.GOV](mailto:SAR@DC.GOV) to report suspicious activity or behavior that has already occurred.

Call **911** to report in-progress threats or emergencies.

To learn more, visit <http://www.mpdcc.dc.gov/operationtipp>.

# **Exhibit 59**



**From:** Harvey-Johnson, Laverne (DCHR) [mailto: [REDACTED]]

**Sent:** Thursday, February 24, 2011 9:01 AM

**To:** Banks, Judy (DCHR)

**Subject:**

Judy,

I am in the office and have been searching for Sulaimon Brown's folder for over 30 minutes. There are files all over the place, this is simply a mess files all of the place. I will continue to search both offices and get the information over the Gerri.

LaVerne Harvey-Johnson

Administrative Officer

Office of the Director

D.C. Department of Human Resources

441 4th Street, NW Suite 850N

Washington, DC 20001

202 [REDACTED] (main)

202 [REDACTED] (direct)

202 [REDACTED] (fax)



**“To attract, develop and retain a well-qualified and diverse workforce.”**

**STATEMENT OF CONFIDENTIALITY:** The information contained in this electronic message and any attachments to it are intended for exclusive use of the addressee(s) and may contain confidential or privileged information. If you are not the intended recipient, please notify the sender immediately and destroy all copies of this message and any attachments.



Please consider the environment before printing this email.

## **Preventing terrorism is everybody's business.**

If you SEE something, SAY something.

Call the Metropolitan Police Department at **(202) 727-9099** or email at [SAR@DC.GOV](mailto:SAR@DC.GOV) to report suspicious activity or behavior that has already occurred.

Call **911** to report in-progress threats or emergencies.

To learn more, visit <http://www.mpdc.dc.gov/operationtipp>.

# **Exhibit 60**

Bank of America, N.A.  
P.O. Box 25118  
Tampa, FL 33622-5118

Page 1 of 4  
Statement Period  
06/01/10 through 06/30/10  
EOP PA 0A 45  
Enclosures 0  
Account Number [REDACTED]

0034406



01357 001 SCM999 I 4 0

SULAIMON BROWN FOR MAYOR  
1629 L ST NE APT 106  
WASHINGTON DC 20002-3069

Our free Online Banking service allows you to check balances, track account activity, pay bills and more.

**With Online Banking you can also view up to 18 months of this statement online.**

Enroll at [www.bankofamerica.com/smallbusiness](http://www.bankofamerica.com/smallbusiness).

### Customer Service Information

[www.bankofamerica.com](http://www.bankofamerica.com)

For additional information or service, you may call:  
1.888.BUSINESS (1.888.287.4637)

Or you may write to:



Bank of America, N.A.  
P.O. Box 25118  
Tampa, FL 33622-5118

Effective 8/7/10, Overdraft Protection transfers from a savings account will generally be made for the amount required to cover the overdraft & the transfer fee. Overdraft protection can be a great way to help avoid overdrafts on your checking account. If you haven't already signed up, call the number on your statement or visit your nearby banking center.

Our general policy is to make funds from check deposits available by the first business day after the day of deposit. If we place a hold on a check deposit for accts open 30 days or more, we've now reduced the length of the hold to 2 business days, or in unusual circumstances up to 7 business days, after the day of deposit. This amends the Deposit Agreement.

SULAIMON BROWN FOR MAYOR

Page 2 of 4  
Statement Period  
06/01/10 through 06/30/10  
EOP PA 0A 45  
Enclosures 0  
Account Number 2260 0224 2873

## Deposit Accounts

### Business Economy Checking

SULAIMON BROWN FOR MAYOR

#### Your Account at a Glance

Account Number	[REDACTED]	Statement Beginning Balance	\$636.83	-
Statement Period	06/01/10 through 06/30/10	Amount of Deposits/Credits	\$556.15	
Number of Deposits/Credits	5	Amount of Withdrawals/Debits	\$211.07	
Number of Withdrawals/Debits	6	Statement Ending Balance	\$291.75	-
Number of Deposited Items	2			
		Average Ledger Balance	\$348.16	-
Number of Days in Cycle	30	Service Charge	\$13.00	

Use your Bank of America Small Business Check Card to avoid the monthly maintenance fee on your business checking account. Contact a Bank of America associate to learn more.

Help avoid Overdraft & NSF: Returned Item fees. Use Alerts to get messages by email or text to inform you when your balance is low. Use Overdraft Protection to transfer available funds from linked savings, credit card, or credit line to your checking account to help cover items that would overdraw your account. Call us for details.

#### Deposits and Credits

Date Posted	Amount (\$)	Description	Bank Reference
06/02	51.95	Return Of Posted Check / Item (Received On 06-01) Electronic Transaction	[REDACTED]
06/04	74.20	Return Of Posted Check / Item (Received On 06-03) Electronic Transaction	[REDACTED]
06/04	100.00	Deposit	[REDACTED]
06/07	50.00	Deposit	[REDACTED]
06/07	280.00	NSF/OD OR Extended OD Bal. Chg Refund Fdes Nmo 0006576 Nbkgc4N	[REDACTED]

#### Withdrawals and Debits

##### Other Debits

Date Posted	Amount (\$)	Description	Bank Reference
06/01	51.95	BankCard Des:Merch Fees ID Indn:Sulaimon Brown Co ID	[REDACTED]
06/02	35.00	NSF: Returned Item Fee For Activity Of 06-01 Electronic Transa	[REDACTED]
06/03	74.20	Tasq POS Equip Des:POS Equip ID Indn:Bamsl Co ID Pmt Info [REDACTED]	[REDACTED]

SULAIMON BROWN FOR MAYOR

Page 3 of 4  
Statement Period  
06/01/10 through 06/30/10  
EOP PA 0A 45  
Enclosures 0  
Account Number

0034408

**Withdrawals and Debits - Continued  
Other Debits**

Date Posted	Amount (\$)	Description	Bank Reference
06/04	35.00	NSF: Returned Item Fee For Activity Of 06-03 Electronic Transa	
06/30	1.92	Interest on Uncollected Balances	
06/30	13.00	Monthly Maintenance Fee	

**Total Overdraft Fees and NSF: Returned Item Fees**

	Total for This Period	Total Year-to-Date
Total Overdraft Fees	\$0.00	\$560.00
Total NSF: Returned Item Fees	\$70.00	\$175.00

We refunded to you a total of \$280.00 in fees for Overdraft and/or NSF: Returned Items this statement period and a total of \$699.88 in fees for Overdraft and/or NSF: Returned Items this year.

**Daily Ledger Balances**

Date	Balance (\$)	Date	Balance (\$)	Date	Balance (\$)
06/01	688.78 -	06/03	746.03 -	06/07	276.83 -
06/02	671.83 -	06/04	606.83 -	06/30	291.75 -

## How To Balance Your Bank of America Account

**FIRST, start with your Account Register/Checkbook:**

1. List your Account Register/Checkbook Balance here ..... \$ \_\_\_\_\_
2. Subtract any service charges or other deductions not previously recorded that are listed on this statement ..... \$ \_\_\_\_\_
3. Add any credits not previously recorded that are listed on this statement (for example interest) ..... \$ \_\_\_\_\_
4. This is your NEW ACCOUNT REGISTER BALANCE ..... \$ \_\_\_\_\_

**NOW, with your Account Statement:**

1. List your Statement Ending Balance here ..... \$ \_\_\_\_\_
2. Add any deposits not shown on this statement ..... \$ \_\_\_\_\_

**SUBTOTAL** ..... \$ \_\_\_\_\_

3. List and total all outstanding checks, ATM, Check Card and other electronic withdrawals

Checks, ATM, Check Card, Electronic Withdrawals		Checks, ATM, Check Card, Electronic Withdrawals		Checks, ATM, Check Card, Electronic Withdrawals	
Date/Check #	Amount	Date/Check #	Amount	Date/Check #	Amount
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____

4. TOTAL OF OUTSTANDING CHECKS, ATM, Check Card and other electronic withdrawals ..... \$ \_\_\_\_\_
5. Subtract total outstanding checks, ATM, Check Card and other electronic withdrawals from Subtotal  
This Balance should match your new Account Register Balance ..... \$ \_\_\_\_\_

Upon receipt of your statement, differences, if any, should be reported to the bank promptly in writing and in accordance with provisions in your deposit agreement.

### IMPORTANT INFORMATION FOR BANK DEPOSIT ACCOUNTS

**Change of Address.** Please call us at the telephone number listed on the front of this statement to tell us about a change of address.

**Deposit Agreement.** When you opened your account, you received a deposit agreement and fee schedule and agreed that your account would be governed by the terms of these documents, as we may amend them from time to time. These documents are part of the contract for your deposit account and govern all transactions relating to your account, including all deposits and withdrawals. Copies of both the deposit agreement and fee schedule, which contain the current version of the terms and conditions of your account relationship, may be obtained at our banking centers.

**Electronic Transfers: In case of errors or questions about your electronic transfers**

If you think your statement or receipt is wrong or if you need more information about an electronic transfer (e.g., ATM transactions, direct deposits or withdrawals, point-of-sale transactions) on the statement or receipt, telephone or write us at the address and number listed on the front of this statement as soon as you can. We must hear from you no later than 60 days after we sent you the FIRST statement on which the error or problem appeared.

\* Tell us your name and account number.

\* Describe the error or the transfer you are unsure about, and explain as clearly as you can why you believe there is an error or why you need more information.

\* Tell us the dollar amount of the suspected error.

For consumer accounts used primarily for personal, family or household purposes, we will investigate your complaint and will correct any error promptly. If we take more than 10 business days (10 calendar days if you are a Massachusetts customer) (20 business days if you are a new customer, for electronic transfers occurring during the first 30 days after the first deposit is made to your account) to do this, we will recredit your account for the amount you think is in error, so that you will have use of the money during the time it takes us to complete our investigation.

For other accounts, we investigate, and if we find we have made an error, we credit your account at the conclusion of our investigation.

**Reporting Other Problems.** You must examine your statement carefully and promptly. You are in the best position to discover errors and unauthorized transactions on your account. If you fail to notify us in writing of suspected problems or unauthorized transactions within the time periods specified in the deposit agreement (which periods are no more than 60 days after we make the statement available to you and in some cases are 30 days or less), we are not liable to you for, and you agree not to make a claim against us for the problems or unauthorized transactions.

**Direct Deposits.** If you have arranged to have direct deposits made to your account at least once every 60 days from the same person or company, you may call us at the telephone number listed on the front of this statement to find out if the deposit was made as scheduled.

Bank of America, N.A. Member FDIC and



Equal Housing Lender

Bank of America, N.A.  
P.O. Box 25118  
Tampa, FL 33622-5118

Page 1 of 4  
Statement Period  
07/01/10 through 07/31/10  
EOP PA 0A 45  
Enclosures 0  
Account Number [REDACTED]

0033506




02357 001 SCM999 I 4 0

SULAIMON BROWN FOR MAYOR  
1629 L ST NE APT 106  
WASHINGTON DC 20002-3069

Our free Online Banking service allows you to check balances, track account activity, pay bills and more.  
**With Online Banking you can also view up to 18 months of this statement online.**  
Enroll at [www.bankofamerica.com/smallbusiness](http://www.bankofamerica.com/smallbusiness).

**Customer Service Information**  
**[www.bankofamerica.com](http://www.bankofamerica.com)**

For additional information or service, you may call:  
1.888.BUSINESS (1.888.287.4637)

Or you may write to:  
 Bank of America, N.A.  
P.O. Box 25118  
Tampa, FL 33622-5118

Effective 8/7/10, Overdraft Protection transfers from a savings account will generally be made for the amount required to cover the overdraft & the transfer fee. Overdraft protection can be a great way to help avoid overdrafts on your checking account. If you haven't already signed up, call the number on your statement or visit your nearby banking center.

Beginning July 16, 2010, most cash deposits, cash withdrawals and transfers between Bank of America deposit accounts made before midnight will be included in the balance used to pay transactions. Exceptions apply. Visit [www.bankofamerica.com/getmoretime](http://www.bankofamerica.com/getmoretime) or contact an associate for more information.



SULAIMON BROWN FOR MAYOR

Page 2 of 4  
 Statement Period  
 07/01/10 through 07/31/10  
 EOP PA 0A 45  
 Enclosures 0  
 Account Number [REDACTED]

## Deposit Accounts

### Business Economy Checking

SULAIMON BROWN FOR MAYOR

#### Your Account at a Glance

Account Number	[REDACTED]	Statement Beginning Balance	\$291.75	-
Statement Period	07/01/10 through 07/31/10	Amount of Deposits/Credits	\$660.00	
Number of Deposits/Credits	2	Amount of Withdrawals/Debits	\$426.29	
Number of Withdrawals/Debits	10	Statement Ending Balance	\$58.04	-
Number of Deposited Items	5			
		Average Ledger Balance	\$61.28	
Number of Days in Cycle	31	Service Charge	\$13.00	

Use your Bank of America Small Business Check Card to avoid the monthly maintenance fee on your business checking account. Contact a Bank of America associate to learn more.

Help avoid Overdraft & NSF: Returned Item fees. Use Alerts to get messages by email or text to inform you when your balance is low. Use Overdraft Protection to transfer available funds from linked savings, credit card, or credit line to your checking account to help cover items that would overdraw your account. Call us for details.

#### Deposits and Credits

Date Posted	Amount (\$)	Description	Bank Reference
07/02	650.00	Deposit	[REDACTED]
07/02	10.00	Non-Cash Deposit Correction	[REDACTED]

#### Withdrawals and Debits

##### Other Debits

Date Posted	Amount (\$)	Description	Bank Reference
07/02	74.20	Tasq POS Equip Des:POS Equip ID [REDACTED] Indn:Bams1 Co ID [REDACTED] Pmt Info [REDACTED]	[REDACTED]
07/16	51.95	Bams Des:/-15-10 ID [REDACTED] Indn:Sulaimon Brown Co ID [REDACTED]	[REDACTED]
07/27	35.00	Overdraft Item Fee For Activity Of 07-26 Electronic Transa	[REDACTED]
07/30	13.00	Monthly Maintenance Fee	
<b>Card Account #</b>	<b>[REDACTED]</b>		
07/06	100.00	BkofAmerica ATM 07/03 # [REDACTED] Withdrwl	[REDACTED]
07/07	100.00	BkofAmerica ATM 07/07 [REDACTED] Withdrwl	
07/19	23.88	The Home Depot 07/17 [REDACTED] Purchase	
07/22	7.07	CheckCard 0720 Epicurean And Company	
07/22	3.83	CheckCard 0720 Epicurean And Company	
07/26	17.36	CheckCard 0723 Popeyes	
<b>Subtotal</b>	<b>252.14</b>		

SULAIMON BROWN FOR MAYOR

Page 3 of 4  
Statement Period  
07/01/10 through 07/31/10  
EOP PA 0A 45 0033508  
Enclosures 0  
Account Number 2260 0224 2873

**Total Overdraft Fees and NSF: Returned Item Fees**

	Total for This Period	Total Year-to-Date
Total Overdraft Fees	\$35.00	\$595.00
Total NSF: Returned Item Fees	\$0.00	\$175.00

We refunded to you a total of \$699.88 in fees for Overdraft and/or NSF: Returned Items this year.

**Daily Ledger Balances**

Date	Balance (\$)	Date	Balance (\$)	Date	Balance (\$)
07/01	291.75 -	07/16	42.10	07/27	45.04 -
07/02	294.05	07/19	18.22	07/30	58.04 -
07/06	194.05	07/22	7.32		
07/07	94.05	07/26	10.04 -		

## How To Balance Your Bank of America Account

**FIRST, start with your Account Register/Checkbook:**

1. List your Account Register/Checkbook Balance here ..... \$ \_\_\_\_\_
2. Subtract any service charges or other deductions not previously recorded that are listed on this statement ..... \$ \_\_\_\_\_
3. Add any credits not previously recorded that are listed on this statement (for example interest) ..... \$ \_\_\_\_\_
4. This is your NEW ACCOUNT REGISTER BALANCE ..... \$ \_\_\_\_\_

**NOW, with your Account Statement:**

1. List your Statement Ending Balance here ..... \$ \_\_\_\_\_
2. Add any deposits not shown on this statement ..... \$ \_\_\_\_\_

**SUBTOTAL** ..... \$ \_\_\_\_\_

3. List and total all outstanding checks, ATM, Check Card and other electronic withdrawals

Checks, ATM, Check Card, Electronic Withdrawals		Checks, ATM, Check Card, Electronic Withdrawals		Checks, ATM, Check Card, Electronic Withdrawals	
Date/Check #	Amount	Date/Check #	Amount	Date/Check #	Amount
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____

4. TOTAL OF OUTSTANDING CHECKS, ATM, Check Card and other electronic withdrawals ..... \$ \_\_\_\_\_
5. Subtract total outstanding checks, ATM, Check Card and other electronic withdrawals from Subtotal  
This Balance should match your new Account Register Balance ..... \$ \_\_\_\_\_

Upon receipt of your statement, differences, if any, should be reported to the bank promptly in writing and in accordance with provisions in your deposit agreement.

### IMPORTANT INFORMATION FOR BANK DEPOSIT ACCOUNTS

**Change of Address.** Please call us at the telephone number listed on the front of this statement to tell us about a change of address.

**Deposit Agreement.** When you opened your account, you received a deposit agreement and fee schedule and agreed that your account would be governed by the terms of these documents, as we may amend them from time to time. These documents are part of the contract for your deposit account and govern all transactions relating to your account, including all deposits and withdrawals. Copies of both the deposit agreement and fee schedule, which contain the current version of the terms and conditions of your account relationship, may be obtained at our banking centers.

**Electronic Transfers: In case of errors or questions about your electronic transfers**

If you think your statement or receipt is wrong or if you need more information about an electronic transfer (e.g., ATM transactions, direct deposits or withdrawals, point-of-sale transactions) on the statement or receipt, telephone or write us at the address and number listed on the front of this statement as soon as you can. We must hear from you no later than 60 days after we sent you the FIRST statement on which the error or problem appeared.

\* Tell us your name and account number.

\* Describe the error or the transfer you are unsure about, and explain as clearly as you can why you believe there is an error or why you need more information.

\* Tell us the dollar amount of the suspected error.

For consumer accounts used primarily for personal, family or household purposes, we will investigate your complaint and will correct any error promptly. If we take more than 10 business days (10 calendar days if you are a Massachusetts customer) (20 business days if you are a new customer, for electronic transfers occurring during the first 30 days after the first deposit is made to your account) to do this, we will recredit your account for the amount you think is in error, so that you will have use of the money during the time it takes us to complete our investigation.

For other accounts, we investigate, and if we find we have made an error, we credit your account at the conclusion of our investigation.

**Reporting Other Problems.** You must examine your statement carefully and promptly. You are in the best position to discover errors and unauthorized transactions on your account. If you fail to notify us in writing of suspected problems or unauthorized transactions within the time periods specified in the deposit agreement (which periods are no more than 60 days after we make the statement available to you and in some cases are 30 days or less), we are not liable to you for, and you agree not to make a claim against us for the problems or unauthorized transactions.

**Direct Deposits.** If you have arranged to have direct deposits made to your account at least once every 60 days from the same person or company, you may call us at the telephone number listed on the front of this statement to find out if the deposit was made as scheduled.

Bank of America, N.A. Member FDIC and



Equal Housing Lender

Bank of America, N.A.  
P.O. Box 25118  
Tampa, FL 33622-5118

Page 1 of 4  
Statement Period  
08/01/10 through 08/31/10  
EOP PA 0A 45  
Enclosures 0  
Account Number [REDACTED]

0033130




01357 001 SCM999


0

SULAIMON BROWN FOR MAYOR  
1629 L ST NE APT 106  
WASHINGTON DC 20002-3069

Our free Online Banking service allows you to check balances, track account activity, pay bills and more.  
**With Online Banking you can also view up to 18 months of this statement online.**  
Enroll at [www.bankofamerica.com/smallbusiness](http://www.bankofamerica.com/smallbusiness).

**Customer Service Information**  
**[www.bankofamerica.com](http://www.bankofamerica.com)**

 For additional information or service, you may call:  
1.888.BUSINESS (1.888.287.4637)

Or you may write to:  
 Bank of America, N.A.  
P.O. Box 25118  
Tampa, FL 33622-5118

Beginning July 16, 2010, most cash deposits, cash withdrawals and transfers between Bank of America deposit accounts made before midnight will be included in the balance used to pay transactions. Exceptions apply. Visit [www.bankofamerica.com/getmoretime](http://www.bankofamerica.com/getmoretime) or contact an associate for more information.

SULAIMON BROWN FOR MAYOR

Page 2 of 4  
 Statement Period  
 08/01/10 through 08/31/10  
 EOP PA 0A 45  
 Enclosures 0  
 Account Number [REDACTED]

## Deposit Accounts

### Business Economy Checking

SULAIMON BROWN FOR MAYOR

#### Your Account at a Glance

Account Number	[REDACTED]	Statement Beginning Balance	\$58.04	-
Statement Period	08/01/10 through 08/31/10	Amount of Deposits/Credits	\$500.00	
Number of Deposits/Credits	1	Amount of Withdrawals/Debits	\$240.43	
Number of Withdrawals/Debits	4	Statement Ending Balance	\$201.53	
Number of Deposited Items	1			
Number of Days in Cycle	31	Average Ledger Balance	\$213.15	
		Service Charge	\$0.00	

Congratulations! You have had 4 qualifying Bank of America Small Business Check Card transaction(s) post to your account during the previous monthly statement period. You have successfully achieved your target and the monthly maintenance fee on your business checking account has been waived.

Help avoid Overdraft & NSF: Returned Item fees. Use Alerts to get messages by email or text to inform you when your balance is low. Use Overdraft Protection to transfer available funds from linked savings, credit card, or credit line to your checking account to help cover items that would overdraw your account. Call us for details.

#### Deposits and Credits

Date Posted	Amount (\$)	Description	Bank Reference
08/02	500.00	Counter Credit	[REDACTED]

#### Withdrawals and Debits

##### Other Debits

Date Posted	Amount (\$)	Description	Bank Reference
08/02	35.00	Extended Overdrawn Balance Charge	[REDACTED]
08/03	74.20	Tasq POS Equip Des:POS Equip ID Indn:Bamsl Co ID Pmt Info [REDACTED]	[REDACTED]
<b>Card Account #</b>			
08/06	130.00	CheckCard 0805 Vzwrllss-Ivr Ve	[REDACTED]
08/23	1.23	CheckCard 0820 DC Parking Meters	[REDACTED]
<b>Subtotal</b>	<b>131.23</b>		

#### Total Overdraft Fees and NSF: Returned Item Fees

We refunded to you a total of \$699.88 in fees for Overdraft and/or NSF: Returned Items this year.

SULAIMON BROWN FOR MAYOR

Page 3 of 4  
Statement Period  
08/01/10 through 08/31/10  
EOP PA 0A 45 0033132  
Enclosures 0  
Account Number XXXXXXXXXX

	Total for This Period	Total Year-to-Date
Total Overdraft Fees	\$35.00	\$630.00
Total NSF: Returned Item Fees	\$0.00	\$175.00

**Daily Ledger Balances**

Date	Balance (\$)	Date	Balance (\$)	Date	Balance (\$)
08/01	58.04	08/03	332.76	08/23	201.53
08/02	406.96	08/06	202.76		

## How To Balance Your Bank of America Account

**FIRST, start with your Account Register/Checkbook:**

1. List your Account Register/Checkbook Balance here ..... \$ \_\_\_\_\_
2. Subtract any service charges or other deductions not previously recorded that are listed on this statement ..... \$ \_\_\_\_\_
3. Add any credits not previously recorded that are listed on this statement (for example interest) ..... \$ \_\_\_\_\_
4. This is your NEW ACCOUNT REGISTER BALANCE ..... \$ \_\_\_\_\_

**NOW, with your Account Statement:**

1. List your Statement Ending Balance here ..... \$ \_\_\_\_\_
2. Add any deposits not shown on this statement ..... \$ \_\_\_\_\_

**SUBTOTAL** ..... \$ \_\_\_\_\_

3. List and total all outstanding checks, ATM, Check Card and other electronic withdrawals

Checks, ATM, Check Card, Electronic Withdrawals		Checks, ATM, Check Card, Electronic Withdrawals		Checks, ATM, Check Card, Electronic Withdrawals	
Date/Check #	Amount	Date/Check #	Amount	Date/Check #	Amount
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____

4. TOTAL OF OUTSTANDING CHECKS, ATM, Check Card and other electronic withdrawals ..... \$ \_\_\_\_\_
5. Subtract total outstanding checks, ATM, Check Card and other electronic withdrawals from Subtotal  
This Balance should match your new Account Register Balance ..... \$ \_\_\_\_\_

Upon receipt of your statement, differences, if any, should be reported to the bank promptly in writing and in accordance with provisions in your deposit agreement.

### IMPORTANT INFORMATION FOR BANK DEPOSIT ACCOUNTS

**Change of Address.** Please call us at the telephone number listed on the front of this statement to tell us about a change of address.

**Deposit Agreement.** When you opened your account, you received a deposit agreement and fee schedule and agreed that your account would be governed by the terms of these documents, as we may amend them from time to time. These documents are part of the contract for your deposit account and govern all transactions relating to your account, including all deposits and withdrawals. Copies of both the deposit agreement and fee schedule, which contain the current version of the terms and conditions of your account relationship, may be obtained at our banking centers.

**Electronic Transfers: In case of errors or questions about your electronic transfers**

If you think your statement or receipt is wrong or if you need more information about an electronic transfer (e.g., ATM transactions, direct deposits or withdrawals, point-of-sale transactions) on the statement or receipt, telephone or write us at the address and number listed on the front of this statement as soon as you can. We must hear from you no later than 60 days after we sent you the FIRST statement on which the error or problem appeared.

\* Tell us your name and account number.

\* Describe the error or the transfer you are unsure about, and explain as clearly as you can why you believe there is an error or why you need more information.

\* Tell us the dollar amount of the suspected error.

For consumer accounts used primarily for personal, family or household purposes, we will investigate your complaint and will correct any error promptly. If we take more than 10 business days (10 calendar days if you are a Massachusetts customer) (20 business days if you are a new customer, for electronic transfers occurring during the first 30 days after the first deposit is made to your account) to do this, we will recredit your account for the amount you think is in error, so that you will have use of the money during the time it takes us to complete our investigation.

For other accounts, we investigate, and if we find we have made an error, we credit your account at the conclusion of our investigation.

**Reporting Other Problems.** You must examine your statement carefully and promptly. You are in the best position to discover errors and unauthorized transactions on your account. If you fail to notify us in writing of suspected problems or unauthorized transactions within the time periods specified in the deposit agreement (which periods are no more than 60 days after we make the statement available to you and in some cases are 30 days or less), we are not liable to you for, and you agree not to make a claim against us for the problems or unauthorized transactions.

**Direct Deposits.** If you have arranged to have direct deposits made to your account at least once every 60 days from the same person or company, you may call us at the telephone number listed on the front of this statement to find out if the deposit was made as scheduled.

Bank of America, N.A. Member FDIC and



Equal Housing Lender

Bank of America, N.A.  
P.O. Box 25118  
Tampa, FL 33622-5118

Page 1 of 3  
Statement Period  
09/01/10 through 09/30/10  
EOP PA 0A 45  
Enclosures 0  
Account Number [REDACTED]

0032583



01357 001 SCM999 I 3 0

SULAIMON BROWN FOR MAYOR  
1629 L ST NE APT 302  
WASHINGTON DC 20002-3036

Our free Online Banking service allows you to check balances, track account activity, pay bills and more.  
**With Online Banking you can also view up to 18 months of this statement online.**  
Enroll at [www.bankofamerica.com/smallbusiness](http://www.bankofamerica.com/smallbusiness).

**Customer Service Information**  
**[www.bankofamerica.com](http://www.bankofamerica.com)**

For additional information or service, you may call:  
1.888.BUSINESS (1.888.287.4637)

Or you may write to:



Bank of America, N.A.  
P.O. Box 25118  
Tampa, FL 33622-5118

Beginning with statement cycles that start on or after 11/4/10, the Monthly Maintenance Fee for your Business Economy Checking account will increase to \$15. This fee will not apply if you meet one of the balance requirements each statement cycle. The balance requirements are not changing. For more information about balance requirements, to understand alternatives, or if you have questions, please call the number on your deposit statement, or speak with an associate at your local Bank of America.



SULAIMON BROWN FOR MAYOR

Page 2 of 3  
 Statement Period  
 09/01/10 through 09/30/10  
 EOP PA 0A 45  
 Enclosures 0  
 Account Number [REDACTED]

## Deposit Accounts

### Business Economy Checking

SULAIMON BROWN FOR MAYOR

#### Your Account at a Glance

Account Number	[REDACTED]	Statement Beginning Balance	\$201.53
Statement Period	09/01/10 through 09/30/10	Amount of Deposits/Credits	\$0.00
Number of Deposits/Credits	0	Amount of Withdrawals/Debits	\$201.53
Number of Withdrawals/Debits	2	Statement Ending Balance	\$0.00
Number of Deposited Items	0		
		Average Ledger Balance	\$87.36
Number of Days in Cycle	30	Service Charge	\$0.00

Help avoid Overdraft & NSF: Returned Item fees. Use Alerts to get messages by email or text to inform you when your balance is low. Use Overdraft Protection to transfer available funds from linked savings, credit card, or credit line to your checking account to help cover items that would overdraw your account. Call us for details.

#### Withdrawals and Debits

##### Other Debits

Date Posted	Amount (\$)	Description	Bank Reference
09/02	74.20	Tasq POS Equip Des:POS Equip ID [REDACTED] Indn:Bams1 Co ID [REDACTED] Pmt Info [REDACTED]	[REDACTED]
<b>Card Account #</b>	[REDACTED]		
09/21	127.33	CheckCard 0920 Vzwrllss-Ivr Ve	[REDACTED]
<b>Subtotal</b>	<b>127.33</b>		

#### Total Overdraft Fees and NSF: Returned Item Fees

	Total for This Period	Total Year-to-Date
Total Overdraft Fees	\$0.00	\$630.00
Total NSF: Returned Item Fees	\$0.00	\$175.00

We refunded to you a total of \$699.88 in fees for Overdraft and/or NSF: Returned Items this year.

#### Daily Ledger Balances

Date	Balance (\$)	Date	Balance (\$)	Date	Balance (\$)
09/01	201.53	09/02	127.33	09/21	0.00

## How To Balance Your Bank of America Account

### FIRST, start with your Account Register/Checkbook:

1. List your Account Register/Checkbook Balance here ..... \$ \_\_\_\_\_
2. Subtract any service charges or other deductions not previously recorded that are listed on this statement ..... \$ \_\_\_\_\_
3. Add any credits not previously recorded that are listed on this statement (for example interest) ..... \$ \_\_\_\_\_
4. This is your NEW ACCOUNT REGISTER BALANCE ..... \$ \_\_\_\_\_

### NOW, with your Account Statement:

1. List your Statement Ending Balance here ..... \$ \_\_\_\_\_
2. Add any deposits not shown on this statement ..... \$ \_\_\_\_\_

SUBTOTAL ..... \$ \_\_\_\_\_

3. List and total all outstanding checks, ATM, Check Card and other electronic withdrawals

Checks, ATM, Check Card, Electronic Withdrawals		Checks, ATM, Check Card, Electronic Withdrawals		Checks, ATM, Check Card, Electronic Withdrawals	
Date/Check #	Amount	Date/Check #	Amount	Date/Check #	Amount
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____

4. TOTAL OF OUTSTANDING CHECKS, ATM, Check Card and other electronic withdrawals ..... \$ \_\_\_\_\_
5. Subtract total outstanding checks, ATM, Check Card and other electronic withdrawals from Subtotal  
This Balance should match your new Account Register Balance ..... \$ \_\_\_\_\_

Upon receipt of your statement, differences, if any, should be reported to the bank promptly in writing and in accordance with provisions in your deposit agreement.

### IMPORTANT INFORMATION FOR BANK DEPOSIT ACCOUNTS

**Change of Address.** Please call us at the telephone number listed on the front of this statement to tell us about a change of address.

**Deposit Agreement.** When you opened your account, you received a deposit agreement and fee schedule and agreed that your account would be governed by the terms of these documents, as we may amend them from time to time. These documents are part of the contract for your deposit account and govern all transactions relating to your account, including all deposits and withdrawals. Copies of both the deposit agreement and fee schedule, which contain the current version of the terms and conditions of your account relationship, may be obtained at our banking centers.

#### Electronic Transfers: In case of errors or questions about your electronic transfers

If you think your statement or receipt is wrong or if you need more information about an electronic transfer (e.g., ATM transactions, direct deposits or withdrawals, point-of-sale transactions) on the statement or receipt, telephone or write us at the address and number listed on the front of this statement as soon as you can. We must hear from you no later than 60 days after we sent you the FIRST statement on which the error or problem appeared.

\* Tell us your name and account number.

\* Describe the error or the transfer you are unsure about, and explain as clearly as you can why you believe there is an error or why you need more information.

\* Tell us the dollar amount of the suspected error.

For consumer accounts used primarily for personal, family or household purposes, we will investigate your complaint and will correct any error promptly. If we take more than 10 business days (10 calendar days if you are a Massachusetts customer) (20 business days if you are a new customer, for electronic transfers occurring during the first 30 days after the first deposit is made to your account) to do this, we will recredit your account for the amount you think is in error, so that you will have use of the money during the time it takes us to complete our investigation.

For other accounts, we investigate, and if we find we have made an error, we credit your account at the conclusion of our investigation.

**Reporting Other Problems.** You must examine your statement carefully and promptly. You are in the best position to discover errors and unauthorized transactions on your account. If you fail to notify us in writing of suspected problems or unauthorized transactions within the time periods specified in the deposit agreement (which periods are no more than 60 days after we make the statement available to you and in some cases are 30 days or less), we are not liable to you for, and you agree not to make a claim against us for the problems or unauthorized transactions.

**Direct Deposits.** If you have arranged to have direct deposits made to your account at least once every 60 days from the same person or company, you may call us at the telephone number listed on the front of this statement to find out if the deposit was made as scheduled.

Bank of America, N.A. Member FDIC and



Equal Housing Lender

[REDACTED]  
[REDACTED]

Amount: \$10.00 Sequence Number: 4030012433  
Account: [REDACTED] 2873 Capture Date: 07/02/2010  
Bank Number: [REDACTED] Check Number: 1974068



### Customer Account Correction

ADJ NO: 9VW6-91974068

Your transaction of \$650.00 on July 2, 2010 has been processed as follows:

BANK: BALTIMORE MD (DC)  
REASON: Error in Addition

DEPOSIT: \$650.00  
AMOUNT: \$10.00

PROOF: 1035  
TELLER: 8  
TRANOFF: 8010  
TRAN #: 74

ACCOUNT: [REDACTED] - SULAIMON BROWN FOR MAYOR  
ADJUSTMENT AMOUNT: \$10.00  
Your Regular Checking [REDACTED] has  
been increased \$10.00.

SERIAL NUMBER	R/T NUMBER	ACCOUNT NUMBER	T/C	AMOUNT
1974068	[REDACTED]	[REDACTED]	5	\$10.00
⑈1974068⑈	[REDACTED]			5 ⑈0000001000⑈

BANK OF AMERICA NA BNL  
⑈11000138⑈ E5441 01 P65  
07/02/10  
4030012433

Sequence Number: 4030012434

Capture Date: 07/02/2010

Check Number: 0

01908

# DEPOSIT TICKET

FOR CLEAR COPY, PRESS FIRMLY

DATE 7/2/2000

CURRENCY	DOLLARS	CENTS
COINS		
CHECKS LIST EACH SEPARATELY		
108943362	100	00
228468090	335	00
2689286588	25	00
4689286558	100	00
5689286254	100	00
6		
7		
8		
9		
10		
11		
12		
13		
14		
15		
16		
17		
18		
19		
20		
21		
22		
23		
24		
25		
26		
27		
28		
TOTAL	850	00

PLEASE BE SURE ALL ITEMS ARE PROPERLY ENDORSED

15-120/540 DC  
0147

TOTAL ITEMS	5
----------------	---

CHECKS AND OTHER ITEMS ARE RECEIVED FOR DEPOSIT SUBJECT TO THE PROVISIONS OF THE UNIFORM COMMERCIAL CODE OR ANY APPLICABLE COLLECTION AGREEMENT. DEPOSITS MAY NOT BE AVAILABLE FOR IMMEDIATE WITHDRAWAL.

**SULAIMON BROWN FOR MAYOR**  
P O BOX 77165  
WASHINGTON DC 20013-7165

## Bank of America

Member FDIC  
ACH R/T 054001204

\$

650.00

5,00000065000.

COIN		COIN	
P			
N			
D			
Q			
H			
ODD			
TOT.			

COIN		COIN	
P			
N			
D			
Q			
H			
ODD			
TOT.			

COIN		COIN	
P			
N			
D			
Q			
H			
ODD			
TOT.			

COIN		COIN	
P			
N			
D			
Q			
H			
ODD			
TOT.			

COIN		COIN	
P			
N			
D			
Q			
H			
ODD			
TOT.			

COIN		COIN	
P			
N			
D			
Q			
H			
ODD			
TOT.			

COIN		COIN	
P			
N			
D			
Q			
H			
ODD			
TOT.			

COIN		COIN	
P			
N			
D			
Q			
H			
ODD			
TOT.			

COIN		COIN	
P			
N			
D			
Q			
H			
ODD			
TOT.			

COIN		COIN	
P			
N			
D			
Q			
H			
ODD			
TOT.			

COIN		COIN	
P			
N			
D			
Q			
H			
ODD			
TOT.			

COIN		COIN	
P			
N			
D			
Q			
H			
ODD			
TOT.			

COIN		COIN	
P			
N			
D			
Q			
H			
ODD			
TOT.			

COIN		COIN	
P			
N			
D			
Q			
H			
ODD			
TOT.			

COIN		COIN	
P			
N			
D			
Q			
H			
ODD			
TOT.			

COIN		COIN	
P			
N			
D			
Q			
H			
ODD			
TOT.			

COIN		COIN	

Amount: \$335.00


Sequence Number: 4030012435

Account: [REDACTED] 4090

Capture Date: 07/02/2010

Bank Number: [REDACTED]

Check Number: 0

 GLOBAL EXPRESS MONEY ORDERS INC. DIV. OF BANK OF AMERICA FINANCIAL SERVICES INC. SILVER SPRING, MARYLAND 20910	<b>GLOBAL EXPRESS MONEY ORDER</b>	PAYABLE THROUGH North American Banking Company, MN	751555 912
	<b>FAMILY FOODS MARKET</b> 4247 06/24/10	[REDACTED] <b>4090</b> <b>M.O.# [REDACTED] 4090</b>	
<b>\$335 DOL 500 CTS</b> <b>THREE HUNDRED THIRTY FIVE AND 00/100 DOLLARS</b>			
NOT VALID OVER			
PAY TO THE ORDER OF <i>Sulaimon Brown for Mayor</i> <i>Amber Taylor</i>		<i>305 Pintail Ln. Annapolis, MD</i>	
PURCHASER'S SIGNATURE FOR CASH		SERIAL NUMBER 4090	

<p><b>PURCHASER'S AGREEMENT FOR MONEY ORDER</b></p> <p>YOU, THE PURCHASER, AGREE TO IMMEDIATELY COMPLETE THIS MONEY ORDER BY FILLING IN THE FRONT OF THE MONEY ORDER, SIGNING, AND ORDERING YOU, YOUR HEIRS, OR OTHERS WHO RECEIVE THIS MONEY ORDER FROM YOU.</p> <p><b>RESTRICTIONS ON USE</b></p> <p>THE BUSINESS OR PERSON SELLING THIS MONEY ORDER CANNOT USE IT TO PAY PERSONAL OR BUSINESS OBLIGATIONS.</p> <p><b>SERVICE CHARGE</b></p> <p>THE PURCHASER, EACH ENDORSER AND THEIR SUCCESSORS AGREE THAT IF THIS MONEY ORDER IS NOT USED OR CASHED (PRESENTED FOR PAYMENT) WITHIN SIX (6) MONTHS OF ITS PURCHASE DATE, THERE SHALL BE A NON-REFUNDABLE SERVICE CHARGE TO THE EXTENT PERMITTED BY LAW. THE SERVICE CHARGE IS FIVE DOLLARS (\$5.00) PER MONTH FROM THE DATE OF PURCHASE OR SUCH OTHER AMOUNT AS MAY BE PERMITTED BY APPLICABLE LAW. NOTWITHSTANDING THE FOREGOING, FOR ALL MONEY ORDERS GOVERNED BY MARYLAND LAW, UPON THE EXPIRATION OF ONE (1) YEAR FROM THE DATE OF PURCHASE, THE SERVICE CHARGE SHALL BE \$10.00 FOR MONEY ORDERS WITH A FACE AMOUNT OF LESS THAN \$50.00 OR \$20.00 FOR MONEY ORDERS WITH A FACE AMOUNT OF \$50.00 OR MORE. PER ANNUUM CHARGE IS RETROACTIVELY AND UNTIL ESCHEATED UPON THE EXPIRATION AFTER SIX (6) MONTHS (AS PERMITTED BY LAW) THIS MONEY ORDER WILL BE STOPPED TO ASSESS THE CHARGE.</p>	<p><b>PAY TO THE ORDER OF</b> <b>BANK OF AMERICA</b> WASHINGTON, DC 20018-1790 FOR DEPOSIT ONLY <b>SULAIMON BROWN FOR MAYOR</b></p>	<p><b>PAYEE'S ENDORSEMENT</b></p> <p>THIS IS NOT A TRAVELER'S CHECK OR PREPAID DRAFT AND SHOULD NOT BE CASHED FOR STAMPS.</p> <p>GLOBAL EXPRESS MONEY ORDERS, INC. RESERVES THE RIGHT TO REFUSE PAYMENT OR CASH BACK THIS MONEY ORDER IF THE ORIGINAL PURCHASER'S SIGNATURE IS OMITTED OR FORGED OR IF THE MONEY ORDER IS RAISED, ALTERED, STOLEN, INVALEDLY ISSUED OR FRAUDULENTLY NEGOTIATED THEREFORE, YOU SHOULD DEAL ONLY WITH PERSONS KNOWN TO YOU AND AGAINST WHOM YOU HAVE EFFECTIVE RECOURSE.</p> <p>FOR INFORMATION: 800.394.6325</p> <p>IF PURCHASED IN CONNECTIONS OF SALE, PURCHASER'S AGREEMENT, UNLESS THIS CERTIFICATE IS STERILIZED, ALTERED, STOLEN, COUNTERFEITED OR INVALEDLY ISSUED, THE COMPANY NAMED ON THE "PAY TO THE ORDER OF" LINE AGREES TO EXCHANGE IT FOR MERCHANDISE ONLY.</p>
---	---	---

Amount: \$25.00 Sequence Number: 4030012436  
Account: 2587 Capture Date: 07/02/2010  
Bank Number: Check Number: 0

THE FRONT OF THE DOCUMENT HAS A MICRO-PRINT AMOUNT BOX AND THERMOCHROMIC. ABSENCE OF THESE FEATURES WILL INDICATE A COPY.  
ISSUING AGENT

75-53  
919

07-28-2010

**SAFeway** **MoneyGram**  
Money Orders

INTERNATIONAL MONEY ORDER

6830266258  
MONEY ORDER

▼ PAY ONLY THIS AMOUNT ▼

\*\*\* 25.00 \*\*\*  
TWENTY FIVE DOLLARS 00 CENTS

PAY TO THE ORDER OF / PAGAR A LA ORDEN DE: Sula Almon Brown Ser Mayor  
IMPORTANT - SEE BACK BEFORE CASHING

[Signature]  
PURCHASER, SIGNER FOR DRAWER / COMPRADOR, FIRMA DEL LIBRADOR  
PURCHASER, BY SIGNING YOU AGREE TO THE SERVICE CHARGE AND OTHER TERMS ON THE REVERSE SIDE

ADDRESS / DIRECCION: 11004 Bradberry Manor Ct  
Payable Through Wells Fargo Bank, N.A. ISSUER/DRAWER: SS mid 20921  
Faribault, MN MONEYGRAM PAYMENT SYSTEMS, INC

62204273702757  
0177514173070253

TO AUTHENTICATE PLUG CIRCLE  
PARA AUTENTICAR RESTREGAR EL CIRCULO

2587 90 0000002500

LOAD THIS DIRECTION →

LOAD THIS DIRECTION →

**SERVICE CHARGE**  
If this Money Order is not used or cashed (presented for payment) within one year (three years in CA) of the purchase date, there will be a non-refundable service charge where not prohibited by law. The service charge will be deducted from the amount of payment shown on the Money Order. The service charge is fifty cents (twenty five cents in CA) per month from the date of purchase, but not more than \$42.00 (\$21 in CA).

**PURCHASER'S AGREEMENT**  
You, the purchaser, agree to immediately complete this Money Order by filling in the front of the Money Order signing, and addressing it at the bottom. The terms of this Money Order bind you, your heirs, or others who receive this Money Order from you.

**DO NOT CASH UNLESS THE MACHINE PRINTED DOLLARS LOOK LIKE THIS**  
EXAMPLE ONLY YOUR DOLLAR AMOUNT MAY DIFFER.  
\*\*\* 12.34 \*\*\*

**PAY TO THE ORDER OF**  
**BANK OF AMERICA**  
**WASHINGTON, DC 2018-1230**  
**FOR DEPOSIT ONLY**  
**SULA ALMON BROWN FOR MAYOR**

**Payee's Endorsement.**  
For information concerning this Money Order, contact: MONEYGRAM PAYMENT SYSTEMS, INC., P.O. BOX 9476 MINNEAPOLIS, MN 55480 1-800-542-3590  
www.moneygram.com

**LIMITED RECOURSE.**  
This Money Order will not be paid if it has been forged, altered, or stolen, and recourse is only against the person who signed it. This means that persons receiving this money order should accept it only from those known to them and against whom they have effective recourse.

LOAD THIS DIRECTION →

Amount: \$100.00 Sequence Number: 4030012437  
Account: 2543 Capture Date: 07/02/2010  
Bank Number: Check Number: 0

THE FRONT OF THE DOCUMENT HAS A MICRO-PRINT AMOUNT BOX AND THERMOCHROMIC ABSENCE OF THESE FEATURES WILL INDICATE A COPY ISSUING AGENT

75-53  
919

06/28/2010

5390266254  
MONEY ORDER

▼ PAY ONLY THIS AMOUNT ▼

\*\*\*100.00\*\*\*  
ONE HUNDRED DOLLARS 00 CENTS

52204273702737  
9177544179170154

TO AUTHENTICATE RUB CIRCLE  
PARA AUTENTICAR RESTREGAR EL CIRCULO

2543 90 0000010000

**SAFeway** **MoneyGram**  
Money Orders  
INTERNATIONAL MONEY ORDER

PAY TO THE ORDER OF / PAGAR A LA ORDEN DE: *Sulaiman Brown For Mayor*  
IMPORTANT - SEE BACK BEFORE CASHING

*[Signature]*  
PURCHASER, SIGNER FOR DRAWER / COMPRADOR, FIRMA DEL LIBRADOR  
PURCHASER, BY SIGNING YOU AGREE TO THE SERVICE CHARGE AND OTHER TERMS ON THE REVERSE SIDE

ADDRESS / DIRECCION: *11004 Bradbury Manor Ct*  
Payable Through: *SS ME*  
Wells Fargo Bank, N.A. ISSUER/DRAWER: *20901*  
Faribault, MN MONEYGRAM PAYMENT SYSTEMS, INC.

LOAD THIS DIRECTION

LOAD THIS DIRECTION

**LIMITED RECOURSE:**  
This Money Order will not be paid if it has been forged, altered, or stolen, and recourse is only against the presenter. This means that persons receiving this money order should accept it only from those known to them and against whom they have effective recourse.

**PAYEE'S ENDORSEMENT:**  
For information concerning this Money Order, contact MONEYGRAM PAYMENT SYSTEMS, INC., P.O. BOX 9476, MINNEAPOLIS, MN 55480 1-800-542-3590 www.moneygram.com

**PAY TO THE ORDER OF**  
**BANK OF AMERICA**  
**WASHINGTON, DC 20084790**  
**FOR DEPOSIT ONLY**  
**SULAIMAN BROWN FOR MAYOR**

LOAD THIS DIRECTION



Amount: \$100.00 Sequence Number: 4030012438  
 Account: 2554 Capture Date: 07/02/2010  
 Bank Number: Check Number: 0

THE FRONT OF THE DOCUMENT HAS A MICRO-PRINT AMOUNT BOX AND THERMOLOGRAPHIC. ABSENCE OF THESE FEATURES WILL INDICATE A COPY ISSUING AGENT

75-53  
919

06-28-2010

5890265255  
MONEY ORDER


▼ PAY ONLY THIS AMOUNT ▼

100 00 00  
ONE HUNDRED AND 00/100 DOLLARS

62214273702737  
017754417910395

TO AUTHENTICATE PRESS CIRCLE  
PARA AUTENTICAR PRESIONE EL CIRCULO

2554 40 000000100000

**SAFEWAY**  **MoneyGram**  
Money Orders  
INTERNATIONAL MONEY ORDER

PAY TO THE ORDER OF / PAGAR A LA ORDEN DE Sulaiman Brown for Major  
IMPORTANT - SEE BACK BEFORE CASHING

P. Arke  
PURCHASER, SIGNER FOR DRAWER / COMPRADOR, FIRMA DEL LIBRADOR  
PURCHASER, BY SIGNING YOU AGREE TO THE SERVICE CHARGE AND OTHER TERMS ON THE REVERSE SIDE

ADDRESS / DIRECCION: 11004 Bradley Manor CT  
Payable Through Wells Fargo Bank, N.A. Faribault, MN  
ISSUER/DRAWER: SS mid  
MONEYGRAM PAYMENT SYSTEMS, INC.  
20901

LOAD THIS DIRECTION →

LOAD THIS DIRECTION →

LOAD THIS DIRECTION →

LOAD THIS DIRECTION →

**LIMITED RECOURSE**  
This Money Order will not be paid if it has been forged, altered, or stolen, and recourse is only against the issuer. This means that persons receiving this money order should accept it only from those known to them and against whom they have effective recourse.

**PAYEE'S ENDORSEMENT:**  
For information concerning this Money Order, contact: MONEYGRAM PAYMENT SYSTEMS, INC., P.O. BOX 9476, MINNEAPOLIS, MN 55480-1-800-542-3590  
www.moneygram.com

**PAY TO THE ORDER OF**  
BANK OF AMERICA  
WASHINGTON, DC 20018-1790  
FOR DEPOSIT ONLY  
SULAIMAN BROWN FOR MAJOR

DO NOT CASH UNLESS THE MACHINE PRINTED DOLLARS LOOK LIKE THIS  
EXAMPLE ONLY YOUR DOLLAR AMOUNT MAY DIFFER.  
XXXX 112334

**PURCHASER'S AGREEMENT:**  
You, the purchaser, agree to immediately complete this Money Order by filling in the front of the Money Order signing, and addressing it at the bottom. The terms of this Money Order bind you, your heirs, or others who receive this Money Order from you.

**SERVICE CHARGE:**  
If this Money Order is not used or cashed (presented for payment) within one year (three years in CA) of the purchase date, there will be a non-refundable service charge where not prohibited by law. The service charge will be deducted from the amount of payment shown on the Money Order. The service charge is fifty cents (twenty-five cents in CA) per month from the date of purchase, but not more than \$42.00 (\$21 in CA).

Amount: \$100.00

Sequence Number: 4030012439

Account: 6120

Capture Date: 07/02/2010

Bank Number:

Check Number: 0

**WESTERN UNION MONEY ORDER**

**WESTERN UNION FINANCIAL SERVICES INC. - ISSUER**  
Englewood, Colorado

Payable at Wells Fargo Bank Grand Junction - Downtown, N.A., Grand Junction, Colorado



(ISSUING AGENT)

NOT GOOD OVER \$500

A 241656 D 061510  
T 1527 07  
6120 L 032389

\$ 100.00

PAY EXACTLY ONE HUNDRED DOLLARS AND NO CENTS

PAY TO THE ORDER OF Sulaimon Brown for Mayor PAYMENT FOR/ACCT. #

2723 Cornet Cas ADDRESS SS MD 20904 John L. Brown

6 1 20

⑈0000010000⑈

ENDORSE ABOVE THIS LINE

PAY TO THE ORDER OF  
BANK OF AMERICA  
WASHINGTON, DC 20018-1790  
FOR DEPOSIT ONLY  
SULAIMON BROWN FOR MAYOR

NOTICE: Do not cash this Money Order for any person from whom you are not able to recover your payment. Should this item bear any unauthorized signature, be stolen, improperly completed, or altered, issuer will either stop payment hereon or charge back against any endorsement. For customer service, call 1-800-999-9660. Intended for domestic use only. Western Union Money Order and Design is a service mark of Western Union Holdings, Inc. Warning - do not cash check without noting true watermark. Hold up to light to verify presence of watermark.

**Refunds and Encashment**

7-Eleven DOES NOT cash money orders over \$75. Contact Western Union Customer Service at 1-800-999-9660 for money orders over \$75.

**SERVICE CHARGE**

If this Money Order is not used or cashed (presented for payment) within one (1) year of the purchase date, there will be a non-refundable service charge applied (where permitted by law). The service charge will be deducted from the amount shown on the Money Order. The service charge is fifty cents (50c) per month from the date of purchase not to exceed forty-two dollars (\$42) (or where such charge exceeds the maximum amount permitted by law, the maximum amount permitted by law).

Amount: \$500.00

Sequence Number: 3230150916

Account: 2873

Capture Date: 08/02/2010

Bank Number:

Check Number: 0

Bank of America

Out of State Counter Deposit

CREDIT

1. Verify the customer name and account number on-line.
2. Mark the State Code for the domicile state/ entity of the account.
3. Write the 2-digit number in the Proof Code box below.

79 (FL)	58 (GA)	86 (ID)	46 (ID)	32 (IL)	31 (IN)	33 (IA)	35 (KS)	88 (ME)	52 (MD)	77 (MA)	30 (MI)	34 (MO)	87 (NV)	61 (NH)
Florida	Georgia	Idaho	Idaho	Illinois	Indiana	Iowa	Kansas	Maine	Maryland	Mass.	Michigan	Missouri	Nevada	New Hampshire
55 (NJ)	38 (NM)	81 (NY)	56 (NC)	37 (OK)	97 (OR)	39 (PA)	89 (RI)	57 (SC)	63 (TN)	74 (TX)	53 (VA)	50 (DC)	99 (WA)	19 (WV)
New Jersey	New Mexico	New York	North Carolina	Oklahoma	Oregon	Pennsylvania	Rhode Island	South Carolina	Tennessee	Texas	Virginia	Washington DC	Wash. State	Wash. State

Deposits may not be available for immediate withdrawal.

Name Subinonni Brown for major Date 8/2/10  
Address P.O. Box 92155  
City/State/Zip Wichita, KS 67213  
X SIGN HERE IF CASH RECEIVED FROM DEPOSIT Telephone [REDACTED]

PLEASE COMPLETE ALL INFORMATION AND PRESENT IDENTIFICATION  
All items received subject to terms and conditions of applicable laws, regulations and deposit agreement.

Cash

Checks

Subtotal

Less Cash

Total Deposit \$

506.00  
500.00  
506.00

For use by Business Support Units

AZ	82	540860137	(ck'sa)
AR	36	540710135	(ck'sa)
CA	84	540930135	(ck)
CA	41	541930134	(sa)
CT	76	540070134	(ck'sa)
FL	79	540590135	(ck'sa)
GA	58	540580132	(ck'sa)
ID	86	540820135	(ck)
ID	46	541820134	(sa)
IL	32	540330133	(ck'sa)
IN	31	540360132	(ck'sa)
IA	33	540420137	(ck'sa)

KS	35	540480135	(ck'sa)
ME	88	540090130	(ck'sa)
MD	52	540520134	(ck'sa)
MA	77	540100130	(ck'sa)
MI	30	540350139	(ck'sa)
MO	34	540430130	(ck'sa)
NV	87	540880133	(ck'sa)
NH	61	540030132	(ck'sa)
NJ	55	540060131	(ck'sa)
NM	38	540850134	(ck'sa)
NY	81	540040135	(ck'sa)
NC	56	540560136	(ck'sa)
OK	37	540730131	(ck'sa)

OR	97	540920132	(ck'sa)
PA	39	540120136	(ck'sa)
RI	89	540080137	(ck'sa)
SC	57	540570139	(ck'sa)
TN	63	540630134	(ck'sa)
TX	74	540740134	(ck'sa)
VA	53	540530137	(ck'sa)
DC	50	540500136	(ck'sa)
WA	99	540890136	(ck)
WV	19	541890135	(sa)

Customer Connection CC 90 540900136  
Military Bank MB 91 540910139 (ck'sa)  
Tran 08230 08/02/2010 15:59  
Entity NDC CC 3016010 Tlr 00008  
Account \*\*\*\*\*2873  
R/TH 540500133  
Deposit \$500.00

BANK OF AMERICA, NA BAL  
00110001384 E5963 01 P05  
08/02/10  
3230150916

Amount: \$500.00

Sequence Number: 3230150917

Account: 4623

Capture Date: 08/02/2010

Bank Number:

Check Number: 0

THIS DOCUMENT CONTAINS A TRUE WATERMARK - HOLD UP TO LIGHT TO VIEW

<b>WESTERN UNION</b>	<b>MONEY ORDER</b>	<b>WESTERN UNION FINANCIAL SERVICES INC. - ISSUER</b> <small>Payable at Wells Fargo Bank Grand Junction - Doretown, N.A., Grand Junction, Colorado</small>	
----------------------	--------------------	---	--

**14-085332462**

**\$ 500.00**

A 203550 D 073010  
T 1339 16  
623 L 025403

**NOT GOOD OVER \$500**

**PAY EXACTLY FIVE HUNDRED DOLLARS AND NO CENTS**

**PAY TO THE ORDER OF** Sulaiman Brown For myr **PAYMENT FOR/ACCT. #**

1413 **PURCHASER'S NAME** [Signature] **PURCHASER'S SIGNATURE**

**4623** **"00000050000"**

**Refunds and Encashment**  
7-Eleven DOES NOT cash money orders over \$75.  
Contact Western Union Customer Service at 1-800-999-9660 for money orders over \$75.

**SERVICE CHARGE**  
If this Money Order is not used or cashed (presented for payment) within one (1) year of the purchase date, there will be a non-refundable service charge applied (where permitted by law). The service charge will be deducted from the amount shown on the Money Order. The service charge is fifty cents (50c) per month from the date of purchase not to exceed forty two dollars (\$42) or where such charge exceeds the maximum amount permitted by law, the maximum amount permitted by law.

**NOTICE:** Do not cash this Money Order for any person from whom you are not able to recover your payment. Should this item bear any unauthorized signature, be stolen, improperly completed or altered, issuer will either stop payment hereon or charge back against any endorsement. For customer service call 1-800-999-9660. **Warning:** do not cash check without noting true watermark. Hold up to light to verify presence of watermark.

**ENDORSE ABOVE**

**BANK OF AMERICA NA BAL**  
**10001384 E3963**  
**08/02/10**

**AL3-23**

# **Exhibit 61**

**Sulaimon Maurice Brown**  
**P.O. Box 77155**  
**Washington DC 20013**

Email: [REDACTED]  
Cell: [REDACTED]

November, 18, 2010  
Sulaimon Brown  
Senior Auditor/Tax Accountant

Dear:

As an experienced **Senior Auditor** with a strong background in Accounting, Audit, Finance, and Strategic Planning, I am confident in my ability and believe my qualifications match your company's current requirements. My expertise lies in my ability with interacting effectively with clients and vendors, identifying and resolving complex Accounting, Tax, and Audit issues, and developing innovative solutions for achieving a wide range of Financial Management objectives.

I have enclosed my resume for your review. Some of the key strengths I offer include:

- A strong Audit, Accounting and Tax background with excellent administrative skills combined with an extensive base of knowledge and experience to assist companies in meeting their mission, goals, and objectives in an efficient and effective way.
- Acknowledged for being resourceful, adaptable, and self-directed with the ability to meet the most challenging goals due to outstanding Analytical Procedures, Substantive Test, Test of Controls, and problem solving skills.
- As a Senior Auditor and Tax Accountant, I managed teams of highly skilled professionals which successfully completed Audits and Tax preparation of large corporations, Government entities, and non-profit organizations in New York, New Jersey and Washington, DC.

I would appreciate a personal interview to discuss the ways in which my background and expertise could assist you in accomplishing your goals. Thank you for your consideration.

Sincerely,

Sulaimon Brown

Enclosure (1)

**Sulaimon Maurice Brown**  
Email: [REDACTED]  
P.O. Box 77155 Washington, DC 20013  
Cell: [REDACTED]  
*Active DoD Secret Clearance*

## **PROFESSIONAL EXPERIENCE**

### **Patrizio & Zhao – Parsippany, NJ**

*Senior Auditor/Staff Accountant*

- Prepare taxes for corporations 1120, 1120s, non- for profit taxes 990 & 990PF, high net worth individual taxes, trusts, and estates.
- Conduct Audits of publicly traded corporations; prepare reviews, and 401K audits.
- Prepare quarterly filings for trusts and corporations.
- Prepare financial statements for audit opinion.
- Prepare RPIE (Real Property Income and Expense reports) for NYC.
- Supervise staff.
- Clients include: Commodore Factors Corp., BC International Group, Windham Trading Corp., Seymour Cohen Trust, Gains Family Foundation, Tri State Envelope Corp., 333 Loft Manhattan NY, Tower 39 Manhattan NY, West side loft Manhattan NY.

### **Loeb & Troper – Manhattan, NY**

*Senior Auditor/Staff Accountant*

- Perform and complete Financial Statement Audits, A-133 Single Audits and compile financial statements For not-for-profit and Health Industry clients.
- Meet with clients.
- Perform opening balance test.
- Complete Audit programs.
- Plan Materiality.
- Perform Analytical Procedures, Substantive Test, and Test of Controls.
- Complete Fraud Risk Assessments.
- Complete (SCX-4), audits of federal programs.
- Complete (SCX-6, 6a, 6b), Single Audit Major Program Determination.
- Complete Math Checks for Financial Statements.
- Mentor, assist, and supervise staff auditors, and manage Audit Engagements.
- Clients include: JCH (Jewish Community House of Brooklyn), Self Help, American Liver Foundation, South Street Seaport, Positive Health, and additional clients.

### **LUTZ AND CARR - MANHATTAN, NY**

*Senior Auditor/Staff Accountant*

- Prepared 990 tax forms for non- profit organizations (501c3).
- Performed calculations for nex9 and nex4 materiality planning for Audits.
- Prepared 1120 tax forms for corporations.
- Performed Audits of non-Profit organizations.
- Clients include: New Group Inc., Joyce Theater, East Harlem Tutorial Inc., Saint Luke's Inc., American Craft Council, Barkey Importing, Emmys (National Board Review), Stecher and Horwitch Foundation.

**THOMPSON & COMPANY – Brooklyn, NY***Senior Auditor/Staff Accountant*

- Perform and complete Financial Statement Audits, and compile financial statements for not-for-profit and private industry clients.
- Clients include: BSRC (Bedford Stuyvesant Restoration Corporation), HCCI (Harlem Congregation for Community Improvement), and GoldenKrust Bakery.

**THOMPSON COBB BAZILIO & ASSOCIATES PC - WASHINGTON, DC***Staff Accountant /Auditor*

- Prepared bank reconciliations for corporate tax clients.
- Prepared income statements, cash flow statements, and Balance Sheets.
- Prepared Auditors Adjusting Journal Entries (AJE) for Audits of Cash Disbursements and Cash Receipts.
- Completed Circular A-133 Compliance Audits for Grants.
- Performed Detailed Auditing Procedures for B/S and I/S items.
- Performed Audit Planning duties such as, preparing confirmations, meeting with the client, requesting bank statements, sending legal letters, requesting Board minutes and preparing a confirm and control log.
- Involved with project management aspects of the Audit; e.g. held discussions with clients, brainstormed the sampling and testing strategies, monitored time, budget, and progress of the team. Played liaison role between client and firm managers.
- Held interviews with clients to obtain an understanding of their businesses, industries, operations, reporting systems and operational and organizational structure.
- Held discussions of their business functions and daily operations to formulate our Audit approach and testing strategies based on our discoveries.
- Performed walkthroughs for internal controls, mapped the control activities to financial statement assertions, and identified significant accounts and locations to test.
- Performed various attestation, agreed-upon procedures and review engagements.
- Sarbanes-Oxley-Section 404 Compliance: Process documentation, process narrative, walkthrough of management critical controls, test of controls, recommendation remediation procedures.
- Performed analytical procedures, test of controls, substantive test, and internal control documentation as a functioning part in a team environment.
- Interacted with various levels of internal and external management teams to facilitate analysis, synthesis and resolution to risk management, process implementation and corporate governance issues.
- Clients included: Prince George's County Government-Housing Authority, CAFR Audit (Comprehensive Annual Financial Audit) Washington DC Government, AWC (Anacostia Waterfront Corporation); Component of DC Government, WASA (Water and Sewer Authority); Component of DC Government, The Congressional Black Caucus Foundation – Non-Profit Organization, members of U.S. Congress.

**COMPUTER SKILLS:**

Microsoft Word, Excel, PowerPoint, Peachtree, QuickBooks, Lawson, Pro-Systems Tax, Pro- Systems Engagement; E-Pace; Lacerte.

**EDUCATION:****Bachelor of Business Administration - Accounting***University of the District of Columbia, Washington, DC*



# DISTRICT OF COLUMBIA GOVERNMENT



## EMPLOYMENT APPLICATION (DC2000)

Please answer the questions and complete all required fields on this application. In addition, please respond to all of the ranking factors listed in the vacancy announcement. Finally, if you are claiming residency preference for a career service or management supervisory service position, please complete the residency preference form.

### 1. POSITION VACANCY INFORMATION

Position Title EOM

Vacancy Announcement # \_\_\_\_\_

### 2. PERSONAL DATA

BROWN  
Last Name

SULAIMON  
First Name

MAURICE  
Middle Name

\_\_\_\_\_  
Street Address

\_\_\_\_\_  
Apt #

WASHINGTON  
City

DC  
State

\_\_\_\_\_  
Zip Code

5  
Ward

Telephone (including area code):

\_\_\_\_\_  
Home

\_\_\_\_\_  
Business

N/A  
Other Names Ever Used

\_\_\_\_\_  
Social Security Number

\_\_\_\_\_  
Date of Birth

\_\_\_\_\_  
Email

This form must be printed, signed and mailed to the name and address found at the end of the vacancy announcement.

### 3. D.C. EMPLOYMENT HISTORY AND AVAILABILITY

a. Are you now or were you ever employed by the District of Columbia Government? YES

b. Mark below each type of current or previous D.C. government appointment: Check all applicable boxes.

☐ Temporary

☐ Term

☐ Permanent

☐ Career

☒ Excepted Service

☐ Executive Service

☐ Management Supervisory Service

☐ Legal Service

☐ Other \_\_\_\_\_

c. List highest grade, classification series and step attained:

Grade \_\_\_\_\_

Series \_\_\_\_\_

Step \_\_\_\_\_

When can you start work? Present

Lowest pay or grade you will accept: \_\_\_\_\_

### 4. RESIDENCY

a. Are you claiming a residency preference for the position indicated above?

☐ Yes ☒ No

b. I understand the residency preference requirements (found at the end of this document).

☒ Yes ☐ No

c. If the position you are applying for above is in the Career Service, Management Supervisory Service, or Legal Service, excluding the Senior Executive Attorney Services, are you claiming a residence preference? (If you claim residency preference, you must complete the Residency Preference for Employment form, DC-2000RP).

☐ Yes ☐ No

d. If the position you are applying for above is in the Excepted Service, Executive Service, or Senior Executive Attorney Service, do you acknowledge and understand that, if selected, you must be a domiciliary of the District of Columbia at the time of the appointment or within 180 days of the appointment date, and maintain District domicile for the duration of the appointment?

☒ Yes ☐ No

## 5. MILITARY SERVICE AND VETERANS PREFERENCE

Veterans preference is granted by law to disabled veterans, to veterans who served on active duty in certain time periods or military operations, and, under certain conditions, to the spouses, widows, widowers, or mothers of deceased or disabled veterans.

Have you ever served on active duty in the United States Armed Forces?  
(Answer "NO" if your only active duty was for training, including basic training, in the Reserves and National Guard.)

☐ Yes ☒ No

Did you or will you retire at or above the rank of major or lieutenant commander?  
(If "YES," you are not eligible for veterans preference unless your retirement is based upon a service-connected disability.)

☐ Yes ☐ No

Dates of Active Duty Service: From \_\_\_\_\_ To \_\_\_\_\_  
(Month/Day/Year)

Character of Separation \_\_\_\_\_

Campaign or Expeditionary Medals Received \_\_\_\_\_

Separation Date \_\_\_\_\_

Preference Claimed: ☐ 5-point preference ☐ 10-point preference  
(Please check one. You must show proof when hired.)

☐ None

## 6. EDUCATION

### a. High School

Indicate highest grade completed: \_\_\_\_\_

Name and Address of School \_\_\_\_\_

Zip Code \_\_\_\_\_

Did you graduate? ☐ Yes ☐ No

If no, have you received a GED high school equivalency? ☐ Yes ☐ No

Attended From \_\_\_\_\_ To \_\_\_\_\_  
(month/year)

### b. Colleges and Universities

#### School 1

Indicate highest degree(s) obtained (e.g., A.A., B.S.): BBA

Name and Address of College or University UDC Zip Code 26012

Major Accounting

Minor \_\_\_\_\_

Major Semester Credit Hours 150

OR Major Quarter Credit Hours \_\_\_\_\_

Attended From 1999 To 2005  
(month/year)

#### School 2

Indicate highest degree(s) obtained (e.g., A.A., B.S.): \_\_\_\_\_

Name and Address of College or University \_\_\_\_\_ Zip Code \_\_\_\_\_

Major \_\_\_\_\_

Minor \_\_\_\_\_

Major Semester Credit Hours \_\_\_\_\_

OR Major Quarter Credit Hours \_\_\_\_\_

Attended From \_\_\_\_\_ To \_\_\_\_\_  
(month/year)

## 7. TRAINING

List relevant training, licenses or skills (e.g., sign language). Include schools attended, addresses, certificates or degrees awarded, dates attended, number of credit hours, major/minor field or subjects studied.

--

## 8. LANGUAGE CAPABILITIES

List the languages you speak, read and write

Language	Speak	Read	Write
English	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

## 9. WORK EXPERIENCE -- If you have no work experience, write "NONE."

List paid or unpaid work experience relevant to the position for which you are applying.

☐ No Work Experience

### PRESENT OR MOST RELEVANT POSITION:

Employer's Name <b>PATRIZIO &amp; ZHAO, LLC</b>	Dates of Employment (Month/Year) From <b>7/08</b> To <b>12/08</b>	Annual Salary Starting \$ <b>80K</b> Final \$ <b>80K</b>	Average Hours Per Week <b>40</b>
Address <b>322 Rt. 46 West</b> <b>PARSIPPANY, NJ 07054</b>		Name and Title of Supervisor	
Telephone <b>973-882-8810</b>		No. of Employees Supervised <b>3</b>	
Reason for Leaving			
If District or Federal Employment, List Series, Grade or Rank and Date of Last Promotion			
Job Title and Duties, Responsibilities and Accomplishments <b>See Resume</b>			

**POSITION:**

Employer's Name <i>LOEB + TROPER</i>	Dates of Employment (Month/Year) From <i>3/08</i> To <i>7/08</i>	Annual Salary Starting \$ <i>80K</i> Final \$ <i>20K</i>	Average Hours Per Week <i>40</i>
Address — <i>655 Third Ave. 12th Fl.</i> <i>NY, NY 10017</i>		Name and Title of Supervisor	
Telephone <i>212-867-4000</i>	No. of Employees Supervised <i>4</i>		
Reason for Leaving			

If District or Federal Employment, List Series, Grade or Rank and Date of Last Promotion

Job Title and Duties, Responsibilities and Accomplishments

*See Resume***POSITION:**

Employer's Name <i>LUTZ + CARR</i>	Dates of Employment (Month/Year) From <i>Oct. 07</i> To <i>3/08</i>	Annual Salary Starting \$ <i>20K</i> Final \$ _____	Average Hours Per Week <i>40</i>
Address — <i>300 E. 42nd St. 10017</i>		Name and Title of Supervisor	
Telephone <i>212-697-2299</i>	No. of Employees Supervised		
Reason for Leaving			

If District or Federal Employment, List Series, Grade or Rank and Date of Last Promotion

Job Title and Duties, Responsibilities and Accomplishments

*See ~~employed~~ Resume*

**POSITION:**

Employer's Name <i>Thompson &amp; Company</i>	Dates of Employment (Month/Year) From <i>07/07</i> To <i>10/07</i>	Annual Salary Starting \$ <i>50K</i> Final \$ _____	Average Hours Per Week <i>40</i>
Address <i>45 main st. # 615</i> <i>Brooklyn NY 11201</i>			
Telephone <i>718-875-0556</i>	Name and Title of Supervisor		
Reason for Leaving	No. of Employees Supervised		
If District or Federal Employment, List Series, Grade or Rank and Date of Last Promotion			
Job Title and Duties, Responsibilities and Accomplishments <i>See Resume</i>			

**POSITION:**

Employer's Name <i>Thompson, Cobb, Bazillio &amp; Assoc</i>	Dates of Employment (Month/Year) From <i>2005</i> To <i>2007</i>	Annual Salary Starting \$ <i>40K</i> Final \$ _____	Average Hours Per Week <i>40</i>
Address <i>1101 15th St. NW</i> <i>Washington DC 20005</i>			
Telephone <i>202-737-3300</i>	Name and Title of Supervisor		
Reason for Leaving	No. of Employees Supervised		
If District or Federal Employment, List Series, Grade or Rank and Date of Last Promotion			
Job Title and Duties, Responsibilities and Accomplishments <i>See Resume</i>			

**10. BACKGROUND INFORMATION** -- You must answer each question in this section before we can process your application.

When answering item "a," you may omit: 1) traffic fines; 2) any violation of law committed before your 18th birthday, if finally decided in juvenile court or under a youth offender law; 3) any conviction set aside under the Federal Youth Corrections Act or similar state law; and 4) any conviction whose record was expunged under federal, state, or local law. We will consider the date, facts, and circumstances of each event you list. In most cases, you can still be considered for District jobs.

a. During the past 10 years have you been: 1) convicted of or forfeited collateral for any felony; or 2) convicted by a court-martial? ☐ Yes ☒ No

*A felony is defined as any violation of law punishable by imprisonment of longer than one year, except for a violation called a misdemeanor under State, county, or local law, which is punishable by imprisonment of two years or less.*

IF YOU ANSWERED "YES" TO "a," GIVE DETAILS IN THE SPACE BELOW. For each violation, write the 1) date; 2) charge; 3) place of violation; 4) court; and 5) action taken by the court.

b. Do any of your relatives work for the District of Columbia government? Include: father, mother, husband, wife, son, daughter, brother, sister, uncle, aunt, first cousin, niece, nephew, father-in-law, mother-in-law, son-in-law, daughter-in-law, brother-in-law, sister-in-law, stepfather, stepmother, stepson, stepdaughter, stepsister, half brother, and half sister. ☐ Yes ☒ No

If "YES," in the space below, write for each of these relatives their: 1) name; 2) relationship to you; and 3) agency of the District of Columbia government in which the person works.

c. Do you receive or have you ever applied for retirement pay, pension, or other pay based on District of Columbia government or federal civilian or military service? ☐ Yes ☒ No

**SALARY REDUCTION OF REEMPLOYED ANNUITANTS:** An individual selected for employment in the District government on or after January 1, 1980, who is receiving an annuity under any District government civilian retirement system, shall have his or her pay reduced by the amount of annuity allocable to the period of employment as a reemployed annuitant.


d. Are you a citizen of the United States? ☒ Yes ☐ No

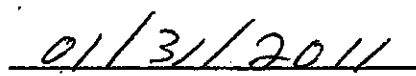
e. Are you legally authorized to work in the United States? ☒ Yes ☐ No

To work for the District of Columbia government in certain public safety positions, you must be a citizen of the United States. If selected, you will be required to submit evidence of identity and employment eligibility.

**11. SIGNATURE, CERTIFICATION, AND RELEASE OF INFORMATION**

**YOU MUST SIGN THIS APPLICATION.** Read the following carefully before you sign. I understand that a false statement on any part of my application may be grounds for not hiring me, or for firing me after I begin work (D.C. Official Code § 1-616.51 et seq.) (2001). I understand that the making of a false statement on this form or materials submitted with this form is punishable by criminal penalties pursuant to D.C. Official Code § 22-2405 et seq. (2001). I understand that any information I give may be investigated as allowed by law or Mayoral order. I consent to the release of information regarding my suitability for District of Columbia Government employment by employers, schools, law enforcement agencies, and other individuals and organizations, to investigators, personnel staffing specialists, and other authorized employees of the District of Columbia government. I certify that, to the best of my knowledge and belief, all of my statements are true, correct, and complete.

  
Sign

  
Date

# **Exhibit 62**

# LOTT AND GARR

CERTIFIED PUBLIC ACCOUNTANTS, LLP  
300 EAST 42ND STREET NEW YORK, N.Y. 10017  
212-697-2299 FAX: 212-949-1768

July 28, 2011

Andrew Newman  
Legislative Counsel  
Council of the District of Columbia  
1350 Pennsylvania Avenue, N.W.  
Washington, DC 20004

Dear Mr. Newman:

Sulaimon Brown was employed by our firm from October 15, 2007 to January 15, 2008. He was a Staff Accountant earning \$50,000 on an annual basis. His departure was not voluntary.

He indicates that he was a Senior Auditor/Staff Accountant, whereas he was classified as a Staff Accountant. With respect to his stating that he "Performed Audits", he did assist on various engagements.

Sincerely,



Alan F. Gemsa  
Director of Administration



# **Exhibit 63**

## SCHEDULE OF QUESTIONS

---

Responses to the following questions shall be provided to the Special Committee on Investigation of Executive Personnel Practices on or before 5:00 p.m. on August 10, 2011:

- (a) Was Sulaimon Brown employed by your firm? **YES**
  - (b) What was his position? **SENIOR ACCOUNTANT**
  - (c) What were his dates of employment? **7/14/08 - 9/15/08**
  - (d) Was his departure voluntary? **NO**
  - (e) What was his starting and ending salary? **\$ 70,000**
  - (f) Do you have any comments about his description of his employment with your firm? **NO**
- 

These documents shall be provided to the Committee in one of the following ways:

- (1) Delivery to the John A. Wilson Building, 1350 Pennsylvania Avenue, NW, Room 108, Washington, DC 20004;
- (2) Fax to (202) 724-8118; or
- (3) E-mail to [dnewman@dccouncil.us](mailto:dnewman@dccouncil.us).

# **Exhibit 64**

**From:** Banks, Judy (DCHR) [mailto: [REDACTED]]  
**Sent:** Wednesday, February 02, 2011 6:30 PM  
**To:** Hall, Gerri (EOM)  
**Cc:** Lorraine Green  
**Subject:** Sulaimon Brown

He is a problem child and acting out already in his new workplace (Health Care Finance) – he is also requesting a change in his title from Special Assistant to Special Assistant to the Mayor. Do either of you know him personally and want to talk to him - before I do?

Judy D. Banks

Interim Director

DC Department of Human Resources

441 4th Street, NW, Suite 800

Washington, DC 20001

Telephone: [REDACTED]

Fax: [REDACTED]



**“To attract, develop and retain a well-qualified and diverse workforce.”**

**STATEMENT OF CONFIDENTIALITY:** The information contained in this electronic message and any attachments to it are intended for exclusive use of the addressee(s) and may contain confidential or privileged information. If you are not the intended recipient, please notify the sender immediately and destroy all copies of this message and any attachments.



Please consider the environment before printing this email.

# **Exhibit 65**

**Statement of Linda Elam, Director, Health Care Policy and Planning Administration, DHCF**

I learned that Sulaimon Brown would be placed in my Administration on January 26, 2011. Brown's resume is notable for two primary reasons: it is the first resume I have read that has no dates on it whatsoever. Additionally, while it may be a suitable resume for someone in his profession (tax preparation, accounting and audits) it has only the most tenuous of connections to the work that is performed in my unit. While it was apparently assumed that he could perform certain analytic functions, Mr. Brown's resume does not reflect knowledge of the software packages that our staff uses for the manipulation of large data sets, although he notes ability to use Word, PowerPoint and Excel. While I was admittedly displeased with this assignment, I have a track record of making such arrangements work during my tenure at DHCF.

Mr. Brown started service on January 31, 2011. He went through DCHR orientation that morning, after which he came to 899 N. Capitol. I had assigned him an office, and, without consultation with me, he changed it and directed staff to move his computer, etc.. Because I have several vacant offices in my section, I did not make a big deal of that action, but clearly noted it. After introductions, the first question he asked of me was about his parking, which I explained to him was outside of my purview. Some of his actions were a bit unusual and somewhat pushy to me, but Mr. Brown's demeanor was generally pleasant. He made it very clear that he was here as an ES appointment because of his close relationship with the Mayor's office.

On February 1, 2011, I led my standing Policy staff meeting beginning at 9:30. During that meeting, Mr. Brown introduced himself to the staff, and everyone introduced themselves and their areas of responsibility to him. After that meeting, he and I met for approximately 30 minutes so I could give him a fuller introduction to the agency and the Policy unit and get a sense of his understanding of Medicaid and DHCF. I had to completely revamp my approach when I realized he had little to no program knowledge, and that his impression of the agency was misguided. I directed him toward the agency website; I instructed my staff (M. Byrd and B. Finder) to provide Mr. Brown with links to documents that we have found useful in our work; and I provided him with the 2010 Oversight binder so that he could begin to acquaint himself with the agency mission, structure, functions and key issues. This information is quite rich and voluminous, and I explained to Mr. Brown that I expected him to dig into it for two reasons: to better understand Medicaid and get prepared to take on meaningful work in the unit. He told me that in two to three weeks he would have Medicaid down pat. I explained to him that this was highly unlikely, if not impossible, and that I wasn't asking for expertise, just enough familiarity to function effectively.

Over the course of the next couple of days, I began to hear complaints that Mr. Brown was asking for information from various areas within the agency, which particularly perplexed other staffers because they didn't know who he was or what he was assigned to do. Additionally, Policy staff raised similar complaints, particularly around Mr. Brown's pointed questions that did not seem to be undergirded by content knowledge. I found this particularly troublesome since I had just provided Mr. Brown with

several days, if not weeks, of reading and research matter. Mr. Brown also had the unsettling habit of reaching for papers in people's workspaces without asking for permission and proceeding to photocopy them.

On February 4, 2011, Mr. Brown stopped by my office to ask a few questions, and the conversation lasted for about an hour. He led the meeting by stating that he knew that the mission of DHCF was to reduce Medicaid funding. I responded that it was not the agency's mission to reduce funding – that in fact Medicaid is a countercyclical program and spending goes up during times of economic hardship – but that we are always charged with being good custodians of the public dollar. He countered that he understood that I might have that impression, but that people in the Wilson Building saw it differently. He then went on to say that he had been looking at some of the reports performed by our Data Analytics and Reimbursement team and that he needed to help them because it was clear that they didn't fully understand what they were talking about. I instructed him to not jump to that type of conclusion before he was better informed about the program and the people working at DHCF. He said that he was well informed about both Medicare and Medicaid, that "Medicare was for over 65, Medicaid was for the general population, and so forth." I reiterated my request that Mr. Brown take advantage of the information I provided him and I instructed him to channel all of his requests for data through me for two reasons. First, I had given him plenty of data to digest already, and second, because I didn't want him to interface with other staff without some controls and potentially continue to alarm, if not outright insult them. The conversation continued in that vein, with Mr. Brown making veiled references to "who he really reports to" and "what he came to do." Based on those statements, I asked him point blank who sent him and why, questions that he never answered and that, I now gather, offended him.

On February 7, 2011, Talib Karim, Chief of Staff, Kim McRae, DHCF-HR and I were discussing separate HR issues when the subject of Mr. Brown's placement came up. I related to Mr. Karim and Ms. McRae some of the challenges I have outlined above. Ms. McRae stated that DCHR had indicated that they were having similar problems with Mr. Brown. During the course of the conversation, Mr. Brown walked by the office. Mr. Karim explained to Mr. Brown in no uncertain terms that he was to observe the chain of command, to which Mr. Brown reluctantly agreed.

On February 8, 2011, Mr. Karim, Mr. Brown and I met. Mr. Brown was visibly agitated throughout the conversation, stating that he felt it was unfair that we would meet regarding him without his attendance (a reference to the previous day's meeting). Additionally, Mr. Brown stated that, when he joined DHCF, I was Interim Director. Now that I am no longer serving in that capacity, he feels he should no longer report to me, but rather to Director Wayne Turnage. He also stated that he didn't think that I should have responsibility for approving his time or absence requests. Mr. Brown appears to have taken particular umbrage at the words "in your mind" which I apparently used when trying to gain some understanding of his sense of what he thought he should be doing while at DHCF. I do not know why this expression offended him as he offered no explanation. Throughout the meeting, Mr. Karim reinforced his message about following the chain of command. I reinforced my message that I do not believe Mr. Brown is a viable fit for my office, and now that I have witnessed his lack of respect for both Mr. Karim and me, and his clear and inappropriate disdain and anger towards me, I am convinced that

my impressions are correct. Additionally, in my opinion, Mr. Brown misrepresented some of our interactions and, in fact, lied about others. I have suggested to Mr. Karim that he take Mr. Brown as his Special Assistant, even though Mr. Brown insists that his title should be Special Assistant to the Mayor.

Mr. Karim has given Mr. Brown a 30-day program to review the documents I and my staff have provided to him and to prepare a memo that would bring Mr. Brown's auditing skills to bear so that we could potentially improve processes within the Administration and Agency. While such a review could prove fruitful, I'm convinced that Mr. Brown's lack of content knowledge precludes him from providing clear, useful guidance in that area, and I do not believe he is the right candidate for that work. Moreover, Mr. Brown's somewhat delusional views about his place in this agency, and possibly the city and federal governments, make him a management challenge that I do not wish to take on, particularly in light of the limited contributions he is likely to make.

(Addendum – Later that day, Director Turnage informed me that Mr. Brown would report directly to him because he understood the difficulties that Mr. Brown was causing within my Administration and within the agency.



# **Exhibit 66**

## Hui, Irene (DHCF)

---

**From:** McRae, Kim (DHCF)  
**Sent:** Wednesday, February 16, 2011 2:29 PM  
**To:** Emanuel, Brenda (DHCF); Karim, Talib (DHCF); McRae, Kim (DHCF); Turnage, Wayne (DHCF)  
**Subject:** Information

S. Brown has given a Student Intern a gift and he presented it as a gift to the individual. She has approached me with the information and I told her to return the gift that he has given. Please feel free to address this issue with him. He is a Excepted Service Special Assistant and she is a student intern and he should not be giving her any gifts.

Please address, thanks.

Kim McRae, MBA  
Human Resource Director  
Office of Human Resources  
Department of Health Care Finance  
899 North Capitol Street, NE  
6th Floor, Suite 6005  
Washington, DC 20002  
Office: (202) [REDACTED]  
Fax: (202) [REDACTED]  
[REDACTED]

### **Preventing terrorism is everybody's business.**

If you SEE something, SAY something.

Call the Metropolitan Police Department at (202) 727-9099 or email at [SAR@DC.GOV](mailto:SAR@DC.GOV) to report suspicious activity or behavior that has already occurred.

Call 911 to report in-progress threats or emergencies.

To learn more, visit <http://www.mpdcc.gov/operationtipp>.

## Hui, Irene (DHCF)

---

**From:** McRae, Kim (DHCF)  
**Sent:** Friday, February 18, 2011 12:40 PM  
**To:** Emanuel, Brenda (DHCF); Karim, Talib (DHCF); McRae, Kim (DHCF); Turnage, Wayne (DHCF)  
**Subject:** Information

I have received some more complaints about S. Brown. The complaints are he is asking a lot of questions, he stands at your cubicle or outside your office with no purpose or no meeting, some individuals have expressed a concern of being afraid of him based on his behavior.

I am not sure how we are handling this situation, but agency personnel are concerned about their safety and concerned about his behavior.

Just keeping all of you informed about this concern. I am hearing information basically daily.

Kim McRae, MBA  
Human Resource Director  
Office of Human Resources  
Department of Health Care Finance  
899 North Capitol Street, NE  
6th Floor, Suite 6005  
Washington, DC 20002  
Office: (202) [REDACTED]  
Fax: (202) [REDACTED]  
[REDACTED]

### **Preventing terrorism is everybody's business.**

If you SEE something, SAY something.

Call the Metropolitan Police Department at (202) 727-9099 or email at [SAR@DC.GOV](mailto:SAR@DC.GOV) to report suspicious activity or behavior that has already occurred.

Call 911 to report in-progress threats or emergencies.

To learn more, visit <http://www.mpd.dc.gov/operationtipp>.

**Hui, Irene (DHCF)**

---

**From:** McRae, Kim (DHCF)  
**Sent:** Wednesday, February 23, 2011 5:55 PM  
**To:** Turnage, Wayne (DHCF); Emanuel, Brenda (DHCF); Karim, Talib (DHCF)  
**Cc:** Johnson, Linda (DHCF)  
**Subject:** S. Brown

I am sure you are concerned about my constant information communicated about the above subject. Today one of my staff members, Linda Johnson was very upset based on Mr. Brown's actions and she had to leave the office and take a walk to get fresh air.

If you would like to speak with her directly, please by all means do so, if not I can convey his behavior and concerns.

Kim McRae, MBA  
Human Resource Director  
Office of Human Resources  
Department of Health Care Finance  
899 North Capitol Street, NE  
6th Floor, Suite 6005  
Washington, DC 20002  
Office: (202) [REDACTED]  
Fax: (202) [REDACTED]

**Preventing terrorism is everybody's business.**

If you SEE something, SAY something.

Call the Metropolitan Police Department at (202) 727-9099 or email at [SAR@DC.GOV](mailto:SAR@DC.GOV) to report suspicious activity or behavior that has already occurred.

Call 911 to report in-progress threats or emergencies.

To learn more, visit <http://www.mpd.cdc.gov/operationtipp>.

# **Exhibit 67**

GOVERNMENT OF THE DISTRICT OF COLUMBIA  
**Department of Human Resources**



**Office of the Director**

March 11, 2011

The Honorable Tommy Wells  
Councilmember, Ward 6  
Council of the District of Columbia  
The John A. Wilson Building  
1350 Pennsylvania Avenue N.W.,  
Washington, DC 20004

Dear Councilmember Wells,

This is in response to your request for information for the roundtable hearing before the Committee on Public Works and Transportation to be held on March 17, 2011 on the DC Department of Human Resources (DCHR) owned vehicle.

In response to question #1, please find enclosed a copy of the agency's written policy on managing the use of vehicles for authorized government business, pursuant to Mayor's Order 2009-210 "Government and Personal Vehicle Operators Accountability Policy." The Fleet Coordinating Official (FCO) for DCHR is Ms. Kimberly Thorpe, Supervisory IT Specialist/Customer Service Manager. The date of her designation was May 9, 2010. The FCO shall establish a fleet registry of all vehicles assigned to DCHR. The coordinator is responsible for maintaining a daily registry for the vehicle.

In response to question #2, please find enclosed a copy of the agency's fleet registry.

In response to question #3, DCHR only has one vehicle and it is not assigned to an individual. The vehicle is primarily used for pick-up and delivery of human resource related documentations such as Official Personnel Folders and responses to inquiries from other agencies which are time sensitive. On occasions, it is used to transport staff in their official capacities to meetings located around the metropolitan area that may not be near public transportation. The vehicle is not used to transport any official, executive or employee to and from their residence. There is no employee who is or has been utilized as a driver or chauffeur within the DCHR.

DCHR has not received monthly outstanding citation report listings from the Office of Risk Management; however, you will find enclosed a May 2010 citation report that DCHR received from the Department of Public Works.

Listed below are the outstanding citations issued to the agency's vehicle.

<b>Violation Description</b>	<b>Vehicle</b>	<b>Employee Responsible</b>
Fire Hydrant, less than 10 ft	DC5847	Unknown
No Standing Anytime	DC5847	Unknown
Undesignated Space	DC5847	Unknown
Signal Pass Red Light	DC5847	Keith Garner *
Reserved Parking Embassy	DC5847	Keith Garner *
No Stopping/Standing PM Rush Hour	DC5847	Keith Garner *
Expired Inspection Sticker	DC5847	Keith Garner *
• Mr. Garner is no longer employed with the District Government		

Sincerely,

Judy D. Banks,  
Interim Director

# **Exhibit 68**



**From:** Banks, Judy (DCHR) [mailto: [REDACTED]]  
**Sent:** Thursday, February 17, 2011 1:08 PM  
**To:** White, Jacquie  
**Subject:** RE: Lunch w/Samuel Thomas 2-25-11

IT BEATS HAILING A CAB!

Judy D. Banks

Interim Director

DC Department of Human Resources

441 4th Street, NW, Suite 800

Washington, DC 20001

Telephone: [REDACTED]

Fax: [REDACTED]

**STATEMENT OF CONFIDENTIALITY:** The information contained in this electronic message and any attachments to it are intended for exclusive use of the addressee(s) and may contain confidential or privileged information. If you are not the intended recipient, please notify the sender immediately and destroy all copies of this message and any attachments.

**From:** White, Jacquie [mailto: [REDACTED]]  
**Sent:** Thursday, February 17, 2011 12:51 PM  
**To:** Banks, Judy (DCHR)  
**Subject:** RE: Lunch w/Samuel Thomas 2-25-11

Then Old Ebbitt it is! It must be nice having a driver!!!

**From:** Banks, Judy (DCHR) [mailto: [REDACTED]]  
**Sent:** Thursday, February 17, 2011 12:44 PM  
**To:** White, Jacquie  
**Subject:** RE: Lunch w/Samuel Thomas 2-25-11

441 4<sup>th</sup> Street but Old Ebbitt works for me ( I have a driver (: - )) )

Judy D. Banks

Interim Director

DC Department of Human Resources

441 4th Street, NW, Suite 800

Washington, DC 20001

Telephone: [REDACTED]

Fax: [REDACTED]

**STATEMENT OF CONFIDENTIALITY:** The information contained in this electronic message and any attachments to it are intended for exclusive use of the addressee(s) and may contain confidential or privileged information. If you are not the intended recipient, please notify the sender immediately and destroy all copies of this message and any attachments.

**Preventing terrorism is everybody's business.**

If you SEE something, SAY something.

Call the Metropolitan Police Department at **(202) 727-9099** or email at [SAR@DC.GOV](mailto:SAR@DC.GOV) to report suspicious activity or behavior that has already occurred.

Call **911** to report in-progress threats or emergencies.

To learn more, visit <http://www.mpdc.dc.gov/operationtipp>.

**From:** White, Jacquie [mailto:[REDACTED]]  
**Sent:** Thursday, February 17, 2011 11:49 AM  
**To:** Banks, Judy (DCHR)  
**Subject:** Lunch w/Samuel Thomas 2-25-11

Hi Judy,

Where's your office, Wilson Building or 441 4<sup>th</sup> Street? Samuel was thinking Wilson Building and having lunch at Old Ebbitt Grill. Please confirm.

Thanks,

Jacquie

# **Exhibit 69**

District of Columbia Government

APPOINTMENT AFFIDAVITS

EOM  
(Position to Which Appointed)

01/31/2011  
(Date of Appointment)

DHCF  
(Department or Agency)

(Bureau or Division)

(Place of Employment)

I, SULAIMAN BROWN, do solemnly swear (or affirm) that—

A. OATH OF OFFICE

I will faithfully execute the laws of the United States of America and of the District of Columbia, and will, to the best of my ability, preserve, protect and defend the Constitution of the United States, and will faithfully discharge the duties of the office of which I am about to enter.

B. AFFIDAVIT AS TO PURCHASE AND SALE OF OFFICE

I have not, nor has anyone acting in my behalf, given, transferred, promised or paid any consideration for or in expectation or hope of receiving assistance in securing this appointment.

C. AFFIDAVIT AS TO DECLARATION OF APPOINTEE

The answers in the Declaration of Appointee are true and correct and I have read and understand the information thereon.

01/31/2011  
Date of Entrance on Duty

Sulaiman Brown  
Signature of Appointee

Subscribed and sworn (or affirmed) before me this 31<sup>st</sup> day of January

A.D. 18 2011 at Washington  
(City)

(State)

(SEAL)

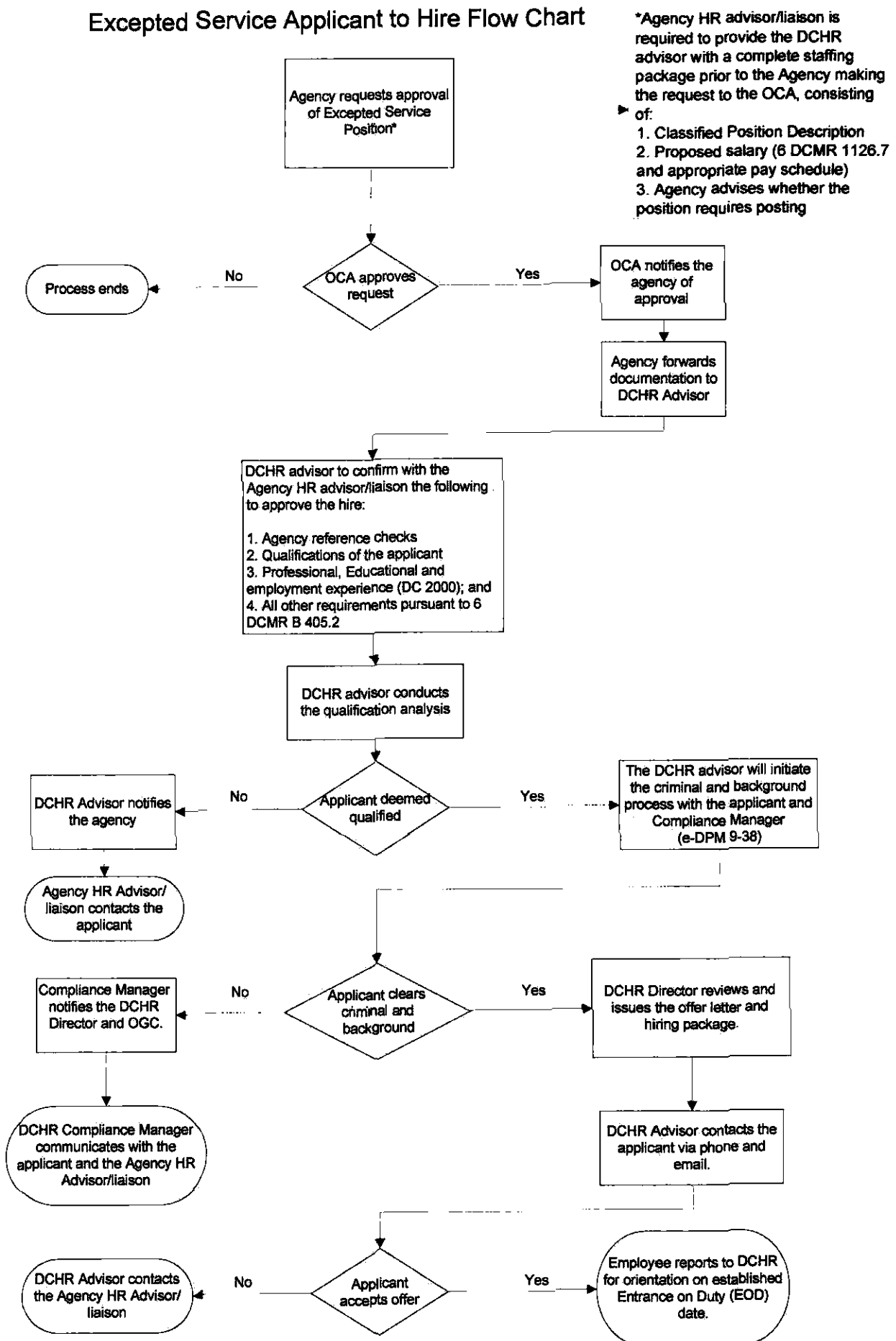
Rel. L. H. H.  
Signature of Officer

Commission expires September 14, 2011 Title Notary Public  
(If by a notary public, the date of expiration of his/her Commission should be shown.)

NOTE: Section 401.1 of the D.C. personnel regulations states: "Each personnel authority shall designate in writing a person or persons authorized to administer the oath of office."

# **Exhibit 70**

## Excepted Service Applicant to Hire Flow Chart



# **Exhibit 71**



**From:** Banks, Judy (DCHR) [mailto: [REDACTED]]  
**Sent:** Wednesday, February 23, 2011 10:53 PM  
**To:** Wharton-Boyd, Linda (EOM)  
**Cc:** Turnage, Wayne (DHCF)  
**Subject:** Re: sulaimon brown

The director is fine-tuning the PD

---

**From:** Wharton-Boyd, Linda (EOM)  
**To:** Harvey-Johnson, Laverne (DCHR)  
**Cc:** Banks, Judy (DCHR)  
**Sent:** Wed Feb 23 21:51:32 2011  
**Subject:** RE: sulaimon brown

Thanks for the information. Now, do you have a PD for this Special Asst position?

**Preventing terrorism is everybody's business.**

If you SEE something, SAY something.

Call the Metropolitan Police Department at **(202) 727-9099** or email at [SAR@DC.GOV](mailto:SAR@DC.GOV) to report suspicious activity or behavior that has already occurred.

Call **911** to report in-progress threats or emergencies.

To learn more, visit <http://www.mpdc.dc.gov/operationtipp>.

# **Exhibit 81**

**DRAFT**

August 24, 2011

Cecily E. Collier-Montgomery  
Director  
Office of Campaign Finance  
2000 14th Street, NW, Suite 433  
Washington, D.C. 20009

Dear Ms. Collier-Montgomery:

As you may know, the Special Committee on the Investigation of Executive Personnel Practices has been investigating personnel matters in the Executive branch of the District government. On June 6, 2011, Sulaimon Brown testified before the Committee. Mr. Brown made the following allegations:

- (1) He received money from persons associated with the Gray campaign to support his continued candidacy. He deposited some of these funds into his campaign bank account and reported them to your office, but kept other funds for his own personal use; and
- (2) The money that he received from persons associated with the Gray campaign came from donations made to the Gray campaign that the Gray campaign did not deposit into its bank account and report to your office.

If true, Mr. Brown's allegations suggest that his campaign and the Gray campaign violated campaign finance laws. Because this matter was outside the purview of the Committee's jurisdiction, the Committee voted to refer this matter to your office for further investigation. Enclosed is a copy of the Committee's report.

Please let me know if I can be of assistance.

Sincerely,

Mary M. Cheh  
Chairperson, Special Committee on Investigation  
of Executive Personnel Practices

Enclosure

cc: Chairman Kwame R. Brown  
Members of the Special Committee  
Councilmember Muriel Bowser, Chairperson,  
Committee on Government Operations

# **Exhibit 82**

**DRAFT**

August 24, 2011

The Honorable Ronald C. Machen, Jr.  
United States Attorney  
for the District of Columbia  
555 Fourth Street, N.W.  
Washington, D.C. 20530

Dear Mr. Machen:

As you may know, the Special Committee on the Investigation of Executive Personnel Practices has been investigating personnel matters in the Executive branch of the District government. During the course of its investigation, the Committee examined Judy Banks and Sulaimon Brown under oath. The Committee concluded that Ms. Banks committed perjury, in violation of D.C. Code § 22-2402, and that Mr. Brown made a false statement, in violation of D.C. Code § 22-2405. Accordingly, the Committee voted to refer these matters to your office. Enclosed is a copy of the Committee's report. Pages 35 to 37 explain the perjury and false statement in detail.

For the Council of the District of Columbia to function effectively as a legislative body, it is imperative that persons testifying under oath before the Council speak truthfully. Therefore, I hope that you will closely examine this matter.

Please let me know if I can be of assistance.

Sincerely,

Mary M. Cheh  
Chairperson, Special Committee on Investigation  
of Executive Personnel Practices

Enclosures

cc: Chairman Kwame R. Brown  
Members of the Special Committee

# **Exhibit 83**

**DRAFT**

August 24, 2011

The Honorable Tommy Wells  
Chairperson  
Committee on Planning, Libraries, Parks, and Recreation  
1350 Pennsylvania Avenue, N.W., Suite 408  
Washington, D.C. 20004

John W. Hill, Jr.  
President  
D.C. Board of Library Trustees  
901 G Street, N.W.  
Washington, D.C. 20001

Dear Messrs. Wells and Hill:

As you know, the Special Committee on the Investigation of Executive Personnel Practices has been investigating personnel matters in the Executive branch of the District government. During the course of this investigation, the Committee examined the salaries of senior officials in the District government and discovered that the salary of Ginnie Cooper, Chief Librarian, D.C. Public Library, appears to exceed the statutory salary cap for agency directors and that her position appears to be misclassified.

Employees of the District government are classified into different categories. Members of the Executive Service include the “executive management of the District of Columbia government.” D.C. Code § 1-610.51 (a). The maximum base salary for members of the Executive Service is \$179,096. In contrast, an Excepted Service appointee is “intended to be an individual whose primary duties are of a policy determining, confidential, or policy advocacy character and *who reports directly to the head of an agency*” – not typically an agency director. D.C. Code § 1-609.02 (emphasis added). Members of the Excepted Service can receive base salaries up to \$193,125.

Ms. Cooper’s salary is \$185,000, which is \$6,000 higher than the law permits for members of the Executive Service. She receives this salary because her position is classified in the Excepted Service, even though she is the head of a large agency. As the D.C. Public Library is independent of the Executive, this matter was outside the purview of the Committee’s



jurisdiction. Accordingly the Committee voted to refer this matter to you for further investigation.

Please let me know if I can be of assistance.

Sincerely,

Mary M. Cheh  
Chairperson, Special Committee on Investigation  
of Executive Personnel Practices

cc: Chairman Kwame R. Brown  
Members of the Special Committee  
Councilmember Muriel Bowser, Chairperson,  
Committee on Government Operations  
Ginnie Cooper, Chief Librarian